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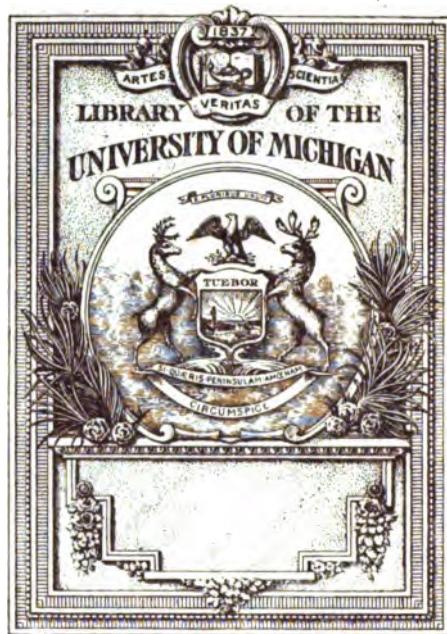
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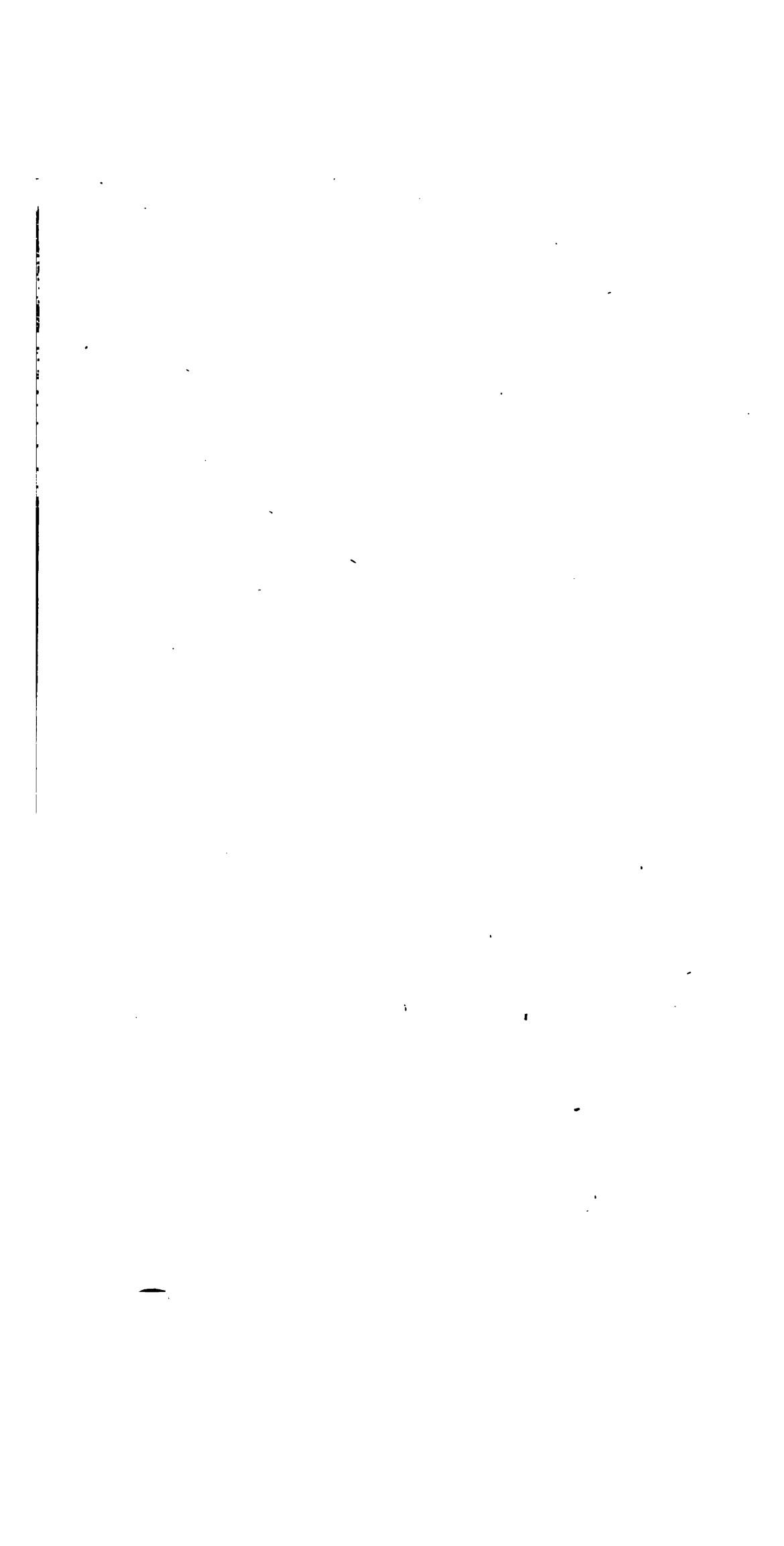


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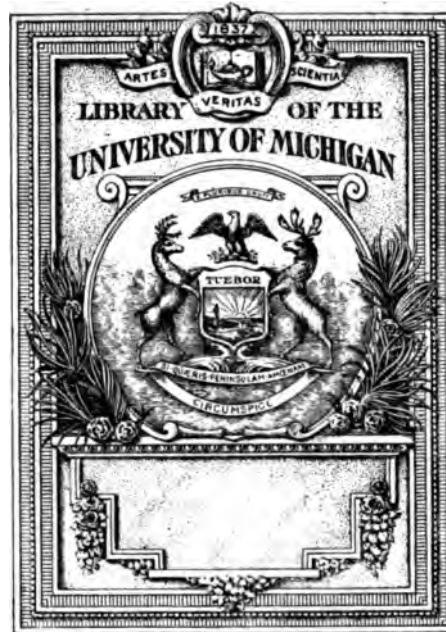




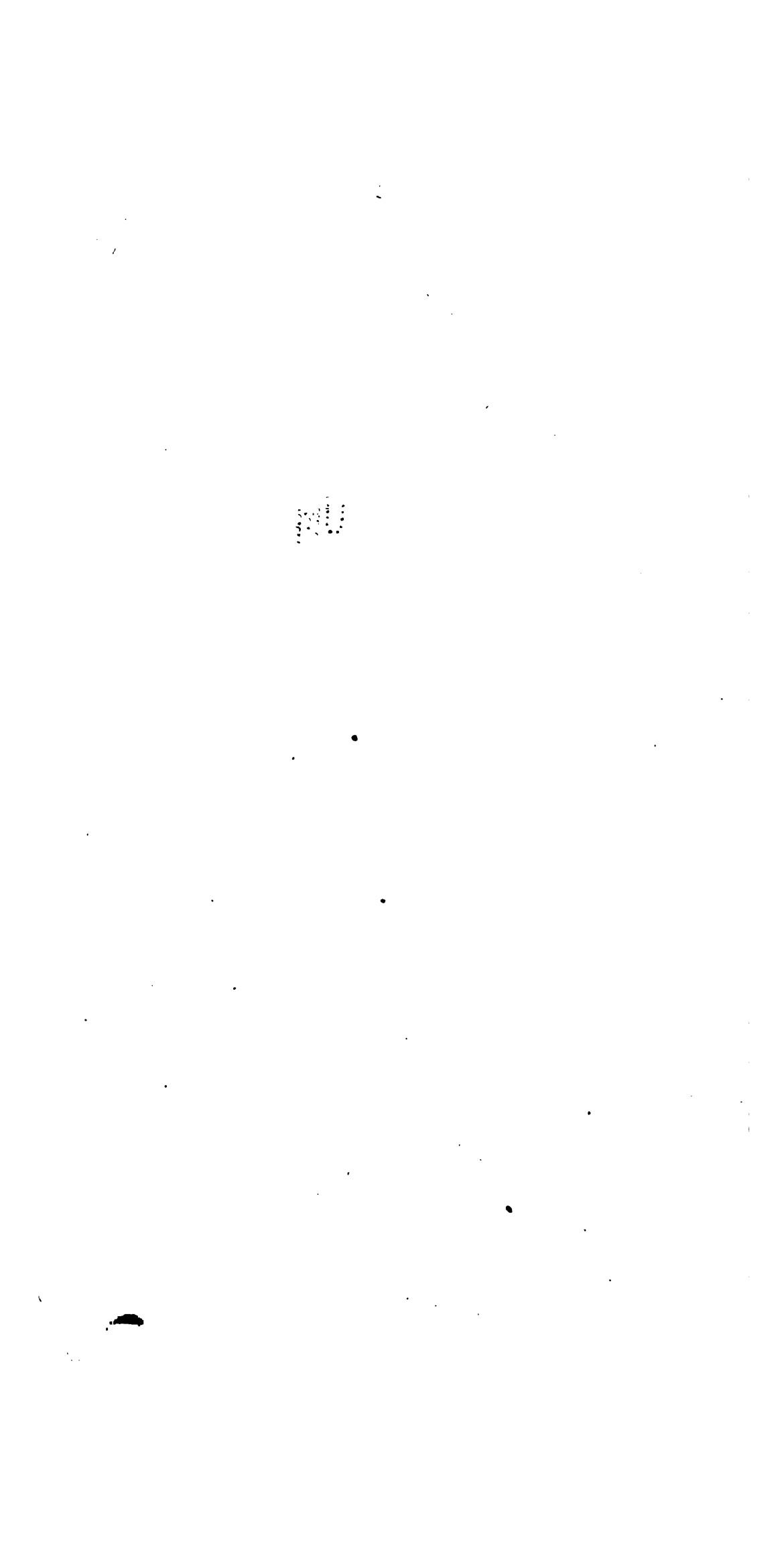


ENTION

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## CHAPTER 98, GENERAL ACTS 1916.

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### AN ACT TO ASCERTAIN AND CARRY OUT THE WILL OF THE PEOPLE RELATIVE TO THE CALLING AND HOLDING OF A CONSTITU- TIONAL CONVENTION.

*Be it enacted, et cetera, as follows:*

SECTION 1. For the purpose of ascertaining the will of the people of the commonwealth with reference to the calling and holding of a constitutional convention, the secretary of the commonwealth shall cause to be placed on the official ballot to be used at the next annual state election the following question:—"Shall there be a convention to revise, alter or amend the constitution of the commonwealth?" The votes upon said question shall be received, sorted, counted, declared and transmitted to the secretary of the commonwealth, laid before the governor and council, and by them opened and examined, in accordance with the laws relating to votes for state officers so far as they are applicable. The governor shall, by public proclamation, on or before the first Wednesday in January next, make known the result by declaring the number of votes in the affirmative and the number in the negative; and if it shall appear that a majority of said votes is in the affirmative, it shall be deemed and taken to be the will of the people that a convention be called and held to revise, alter or amend the constitution, and in his proclamation the governor shall call upon the people to elect delegates to the convention, at a special election to be held in all the cities and towns of the commonwealth on the first Tuesday in May in the year nineteen hundred and seventeen.

SECTION 2. The number of delegates to be elected to the convention shall be three hundred and twenty, of whom sixteen shall be elected at large, sixty-four by the sixteen congressional districts, to wit, four by each district, and two hundred and forty by the legislative representative districts of the commonwealth, each district having the same number of delegates as it is then entitled to elect representatives to the general court.

SECTION 3. Nomination of candidates for the office of delegate to the constitutional convention shall be made by nomination papers without party or political designation which shall be signed in the aggregate by not less than twelve hundred voters for each candidate at large, by not less than five hundred voters for each candidate for delegate from a congressional district, and by not less than one hundred voters for each candidate for delegate from a legislative representative district. Said papers shall be filed on or before five o'clock in the afternoon on the first Tuesday in March in the year nineteen hundred and seventeen. No person shall be a candidate for delegate in more than one district, or both in a district and at large. If nomination papers

## CHAPTER 98, GENERAL ACTS 1916.

for more than one nomination for delegate are filed in behalf of a candidate, and if, within seventy-two hours after five o'clock in the afternoon of the first Tuesday in March aforesaid, he withdraws all but one nomination, the remaining nomination shall be valid. No person shall be a candidate for delegate from a legislative representative district in which he does not reside.

SECTION 4. If in the commonwealth at large, or in any district, the number of persons nominated by nomination papers equals or exceeds three times the number to be elected delegates as provided by section two, a non-partisan primary shall be held in the commonwealth, or in such district, on the first Tuesday of April in the year nineteen hundred and seventeen. At such primary, twice the number of persons to be elected delegates shall be chosen from those nominated by nomination papers, and those so chosen shall be deemed nominated as candidates for delegate, and their names only shall appear on the ballot at said special election. The provisions of section five of this act shall, so far as is consistent herewith, apply to the primaries provided for by this section.

SECTION 5. At the special election to be held under the provisions of section one, every person then entitled to vote for state officers shall have the right to vote for sixteen delegates at large, for four delegates from his congressional district, and for the number of delegates from his representative district to which that district is entitled under the provisions of section two. The number of delegates of each class for which the voter has the right to vote shall appear on the official ballot. No party or political designation shall appear on said ballot.

SECTION 6. The persons elected delegates shall meet in convention in the state house, in Boston, on the first Wednesday in June in the year nineteen hundred and seventeen. They shall be the judges of the returns and election of their own members, and may adjourn from time to time; and one hundred and sixty-one of the persons elected shall constitute a quorum for the transaction of business. They shall be called to order by the governor, and shall proceed to organize themselves in convention, by choosing a president and such other officers and such committees as they may deem expedient, and by establishing rules of procedure; and when organized, they may take into consideration the propriety and expediency of revising the present constitution of the commonwealth, or making alterations or amendments thereof. Any such revision, alterations or amendments, when made and adopted by the said convention, shall be submitted to the people for their ratification and adoption, in such manner as the convention shall direct; and if ratified and adopted by the people in the manner directed by the convention, the constitution shall be deemed and taken to be revised, altered or amended accordingly; and if not so ratified and adopted the present constitution shall be and remain the constitution of the commonwealth.

SECTION 7. The convention shall be provided by the sergeant-at-arms, at the expense of the commonwealth, with suitable quarters and facilities for exercising its functions. It shall estab-

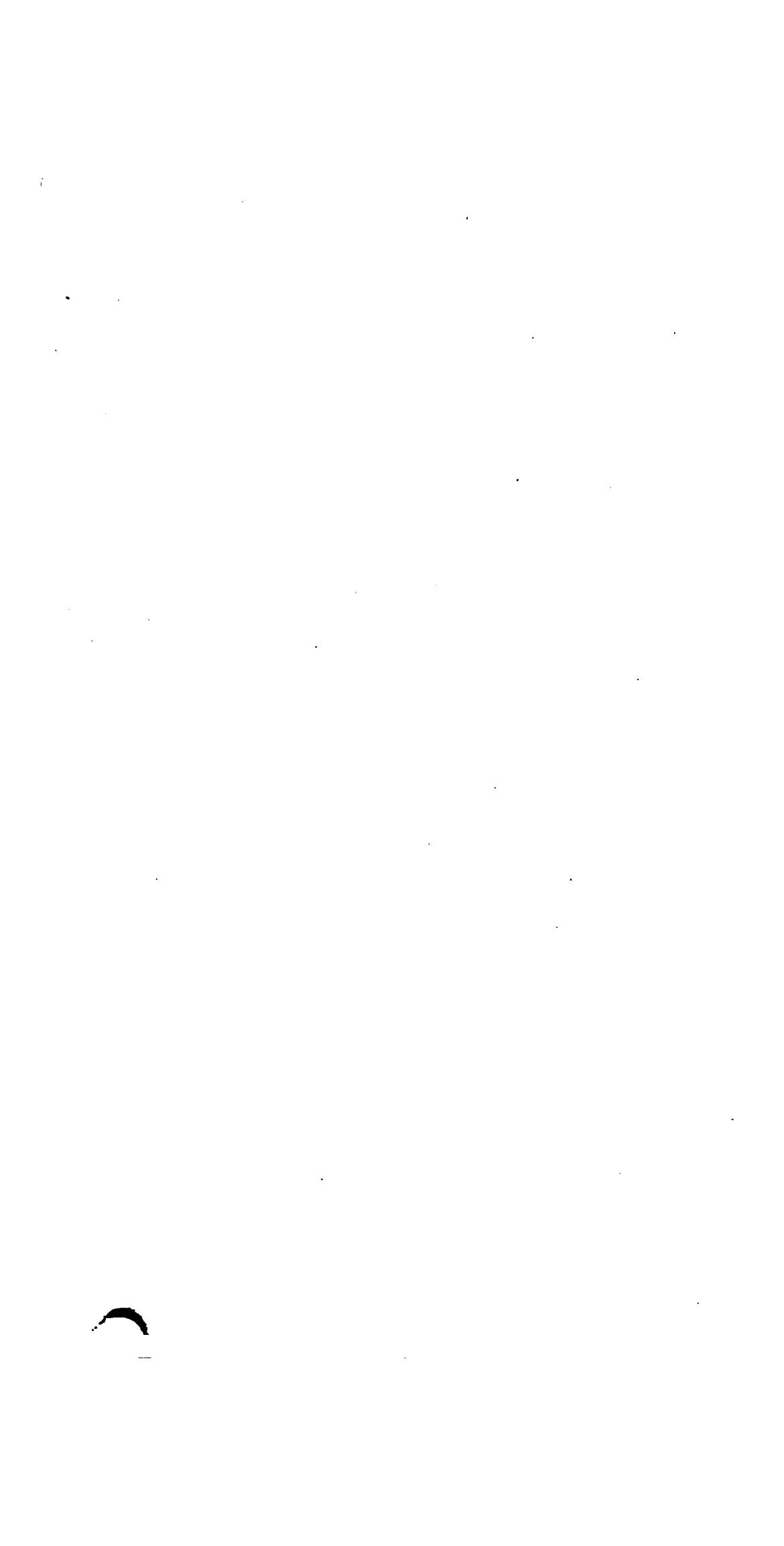
## CHAPTER 98, GENERAL ACTS 1916.

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lish the compensation of its officers and members, which shall not exceed seven hundred and fifty dollars for each member of the convention as such. It shall, subject to the approval of the governor and council, provide for such other expenses of its session as it shall deem expedient, and may cause to be prepared and issued a statement briefly setting forth such arguments as the convention may see fit relative to any revision, alteration or amendment of the constitution adopted by it, or any part thereof. The members of the convention shall receive the mileage specified in section eight of chapter three of the Revised Laws, as amended by chapter six hundred and seventy-six of the acts of the year nineteen hundred and eleven. The governor, with the advice and consent of the council, is authorized to draw his warrant on the treasury for any of the foregoing expenses.

SECTION 8. The secretary of the commonwealth is hereby directed to transmit forthwith printed copies of this act to the selectmen of each town and the mayor of each city within the commonwealth; and whenever the governor shall issue his proclamation, calling upon the people to elect delegates, the secretary shall also, immediately thereafter, transmit printed copies of said proclamation, attested by him, to the selectmen and mayors.

SECTION 9. All laws relating to nominations and nomination papers, and to primaries, elections and corrupt practices therein, shall, so far as is consistent herewith, apply to the nomination of candidates for delegate to the convention, and to the primaries and special election provided for by this act. [Approved April 3, 1916.



## JOURNAL OF THE CONVENTION.

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Pursuant to chapter 98 of the General Acts of the General Court of 1916, entitled "An Act to ascertain and carry out the will of the people relative to the calling and holding of a Constitutional Convention", approved April 3, 1916, the persons chosen at an election held on the first Tuesday of May in the year 1917 as delegates to said Convention assembled at the State House, in the chamber of the House of Representatives, on the first Wednesday of June following, being the sixth day thereof.

Constitutional Convention, assembling of delegates.

And at eleven o'clock A.M. His Excellency Samuel W. McCall, Governor of the Commonwealth, entered the Representatives' Chamber, escorted by the Sergeant-at-Arms of the General Court, and accompanied by his Honor Calvin Coolidge, Lieutenant-Governor of the Commonwealth, and by members of the Council and the Staff.

His Excellency called the Convention to order; and, at His Excellency's request, prayer was offered by the Right Reverend William Lawrence, D.D., of Boston.

His Excellency then addressed the members in relation to the Convention and to their duties.

Mr. Barnes of Mansfield then offered the following order:—

*Ordered*, That the Secretary of the Commonwealth call the roll of the persons whose certificates of election have been returned to his office as the duly elected delegates to this Convention, in order to ascertain if a quorum is present.

Call of the roll of delegates.

The order was adopted; and, at the request of His Excellency, the roll of the Convention was called by Hon. Albert P. Langtry, Secretary of the Commonwealth.

Three hundred and twelve delegates answered to their names; and His Excellency declared a quorum present.

On motion of Mr. Creamer of Lynn, —

*Voted*, That oaths of qualification be administered to the members of the Convention.

Oaths of qualification.

His Excellency then administered the following oaths:—

I, (name) do solemnly swear that I will bear true faith and allegiance to the Commonwealth of Massachusetts, and will support the Constitution thereof. *So help me, God.*

I, (name) do solemnly swear and affirm that I will faithfully and impartially discharge and perform all the duties incumbent on me as a delegate to the Constitutional Convention authorized by chapter 98 of the General Acts of 1916, according to the best of my abilities and understanding, agreeably to the rules and regulations of the Constitution and Laws of the Commonwealth. *So help me, God.*

## JOURNAL OF THE CONVENTION,

I, (name) do solemnly swear that I will support the Constitution of the United States.

*List of qualified delegates.* These oaths were taken and subscribed by the following-named delegates: —

### DELEGATES AT LARGE.

John W. Cummings of Fall River.	George W. Coleman of Boston.
David J. Walsh of Fitchburg.	George W. Anderson of Brookline.
Charles Francis Adams of Concord.	Edwin U. Curtis of Boston.
Joseph C. Pelletier of Boston.	Joseph Walker of Brookline.
Sherman L. Whipple of Brookline.	Daniel R. Donovan of Springfield.
John L. Bates of Brookline.	Louis A. Coolidge of Milton.
Matthew Hale of Boston.	James T. Moriarty of Boston.
Josiah Quincy of Boston.	Charles F. Choate, Jr., of Southborough.

### FROM CONGRESSIONAL DISTRICTS.

#### *District 1.*

Nathan P. Avery of Holyoke.  
Charles E. Hibbard of Pittsfield.  
Dana Malone of Greenfield.  
Harry B. Putnam of Westfield.

#### *District 9.*

Charles Bruce of Everett.  
Arthur B. Curtis of Revere.  
Charles L. Underhill of Somerville.  
Elbridge G. Davis of Malden.

#### *District 2.*

Henry H. Bosworth of Springfield.  
Scott Adams of Springfield.  
William H. Feiker of Northampton.  
George B. Churchill of Amherst.

#### *District 10.*

James H. Brennan of Boston.  
Joseph J. Murley of Boston.  
Thomas F. Donovan of Boston.  
James E. Maguire of Boston.

#### *District 3.*

Arthur H. Lowe of Fitchburg.  
Herbert Parker of Lancaster.  
Herbert E. Cummings of N. Brookfield.  
Telephore Leboeuf of Webster.

#### *District 11.*

Daniel W. Lane of Boston.  
Francis J. Horgan of Boston.  
Francis R. Bangs of Boston.  
John A. Kelher of Boston.

#### *District 4.*

Charles G. Washburn of Worcester.  
James Logan of Worcester.  
Charles T. Tatman of Worcester.  
Zelotes W. Coombs of Worcester.

#### *District 12.*

Patrick Bowen of Boston.  
James F. Creed of Boston.  
Joseph F. O'Connell of Boston.  
Daniel J. Gallagher of Boston.

#### *District 5.*

Hamlet S. Greenwood of Lowell.  
Edward Fisher of Westford.  
Chester W. Clark of Wilmington.  
John W. Daly of Lowell.

#### *District 13.*

Samuel L. Powers of Newton.  
Frederick L. Anderson of Newton.  
Robert Luce of Waltham.

#### *District 6.*

Charles O. Bailey of Newbury.  
Willfred W. Luskin of Essex.  
Samuel W. George of Haverhill.  
Edmund G. Sullivan of Salem.

#### *District 14.*

Asa P. French of Randolph.  
Louis F. R. Langlier of Quincy.  
George L. Barnes of Weymouth.  
Ezra W. Clark of Brockton.

#### *District 7.*

Walter H. Creamer of Lynn.  
Michael A. Sullivan of Lawrence.  
James A. Donovan of Lawrence.  
Ralph S. Bauer of Lynn.

#### *District 15.*

Frederick S. Hall of Taunton.  
Joseph Turner of Fall River.  
James M. Morton of Fall River.  
Joseph L. Sweet of Attleboro.

#### *District 8.*

Everett C. Benton of Belmont.  
Harry N. Stearns of Cambridge.  
Albert Bushnell Hart of Cambridge.  
John Q. A. Brackett of Arlington.

#### *District 16.*

Charles Mitchell of New Bedford.  
Elmer L. Curtiss of Hingham.  
Samuel Ross of New Bedford.  
Arthur N. Harriman of New Bedford.

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FROM REPRESENTATIVE DISTRICTS.

<i>First Barnstable District.</i> John D. W. Bodfish of Barnstable.	<i>First Essex District.</i> Samuel I. Collins of Amesbury.
<i>Second Barnstable District.</i> George LeRoy Weekes of Harwich.	<i>Second Essex District.</i> Edward R. Hale of Haverhill.
<i>Third Barnstable District.</i> Jerome S. Smith of Provincetown.	<i>Third Essex District.</i> Hubert C. Thompson of Haverhill.
<i>First Berkshire District.</i> Isaac Freeman Hall of North Adams.	<i>Fourth Essex District.</i> Charles H. Morrill of Haverhill. George P. Webster of Haverhill.
<i>Second Berkshire District.</i> George B. Waterman of Williamstown.	<i>Fifth Essex District.</i> Archie N. Frost of Lawrence. Albion G. Poirce of Methuen.
<i>Third Berkshire District.</i> Charles Stoeber of Adams.	<i>Sixth Essex District.</i> John C. Twomey of Lawrence.
<i>Fourth Berkshire District.</i> Clement F. Coogan of Pittsfield. William A. Burns of Pittsfield. Irving D. Ferrey of Pittsfield.	<i>Seventh Essex District.</i> James H. Derbyshire of Lawrence.
<i>Fifth Berkshire District.</i> John M. Shea of Dalton.	<i>Eighth Essex District.</i> James P. Donnelly of Lawrence.
<i>Sixth Berkshire District.</i> Charles Giddings of Great Barrington.	<i>Ninth Essex District.</i> Nesbit G. Gleason of Andover.
<i>First Bristol District.</i> Edward A. Sweeney of Attleboro. John L. Thompson of N. Attleborough.	<i>Tenth Essex District.</i> Arthur Holbrook Wellman of Topsfield.
<i>Second Bristol District.</i> Clarence A. Barnes of Mansfield.	<i>Eleventh Essex District.</i> Charles P. Cooney of Peabody.
<i>Third Bristol District.</i> Louis Swig of Taunton.	<i>Twelfth Essex District.</i> Augustus J. Hoitt of Lynn. Mial W. Chase of Lynn.
<i>Fourth Bristol District.</i> Edmund Bassett of Taunton.	<i>Thirteenth Essex District.</i> Frank P. Bennett of Saugus. Rutherford E. Smith of Lynnfield. Elmer E. Boyer of Lynn.
<i>Fifth Bristol District.</i> Dwight F. Lane of Dighton.	<i>Fourteenth Essex District.</i> Eugene B. Fraser of Lynn. Henry T. Lummus of Lynn. Roy F. Bergengren of Lynn.
<i>Sixth Bristol District.</i> Herbert Wing of Dartmouth.	<i>Fifteenth Essex District.</i> Charles D. C. Moore of Swampscott.
<i>Seventh Bristol District.</i> George Walker of New Bedford. Joseph Zoël Boucher of New Bedford.	<i>Sixteenth Essex District.</i> William D. T. Trefry of Marblehead.
<i>Eighth Bristol District.</i> James P. Doran of New Bedford. William J. Bullock of New Bedford. Ralph L. Theller of New Bedford.	<i>Seventeenth Essex District.</i> Albert W. Batchelder of Salem.
<i>Ninth Bristol District.</i> James Whitehead of Fall River. George H. Hicks of Fall River.	<i>Eighteenth Essex District.</i> John P. O'Connell of Salem.
<i>Tenth Bristol District.</i> William Moran of Fall River. Patrick H. Harrington of Fall River.	<i>Nineteenth Essex District.</i> Edward Thompson of Beverly.
<i>Eleventh Bristol District.</i> Warren S. Barker of Fall River. William Cyril Crossley of Fall River. Robert A. Dean of Fall River.	<i>Twenty-tenth Essex District.</i> Augustus P. Loring of Beverly.
<i>First Dukes District.</i> William J. Look of Tisbury.	<i>Twenty-first Essex District.</i> George Frye Merrill of Gloucester.
	<i>Twenty-second Essex District.</i> Carlton W. Wonson of Gloucester.

## JOURNAL OF THE CONVENTION,

- Twenty-third Essex District.*  
Horace I. Bartlett of Newburyport.
- Twenty-fourth Essex District.*  
Harold A. Besse of Newburyport.
- First Franklin District.*  
Lyman A. Crafts of Whately.
- Second Franklin District.*  
Abner S. McLaud of Greenfield.
- Third Franklin District.*  
Frank L. Boyden of Deerfield.
- Fourth Franklin District.*  
Elisha S. Hall of Orange.
- First Hampden District.*  
Thomas W. Kenefick of Palmer.
- Second Hampden District.*  
Fred R. Linke of West Springfield.  
Nelson Sherburne of West Springfield.
- Third Hampden District.*  
William J. Granfield of Springfield.  
John Mitchell of Springfield.
- Fourth Hampden District.*  
Theodore W. Ellis of Springfield.  
George H. Foss of Springfield.
- Fifth Hampden District.*  
Rufus H. Tilton of Springfield.
- Sixth Hampden District.*  
John L. Kilbon of Springfield.
- Seventh Hampden District.*  
Samuel F. Brown of Springfield.
- Eighth Hampden District.*  
John D. O'Connor of Chicopee.
- Ninth Hampden District.*  
John S. Begley of Holyoke.
- Tenth Hampden District.*  
Louis F. Delaney of Holyoke.
- Eleventh Hampden District.*  
Daniel A. Martin of Holyoke.
- Twelfth Hampden District.*  
Arthur S. Kneil of Westfield.
- First Hampshire District.*  
Rufus H. Cook of Northampton.
- Second Hampshire District.*  
Frank E. Lyman of Easthampton.
- Third Hampshire District.*  
Henry E. Gaylord of South Hadley.
- Fourth Hampshire District.*  
Roland D. Sawyer of Ware.
- First Middlesex District.*  
James T. Barrett of Cambridge.
- Second Middlesex District.*  
James F. Aylward of Cambridge.  
William R. Davis of Cambridge.  
Charles J. Wood of Cambridge.
- Third Middlesex District.*  
John P. Good of Cambridge.  
Robert Walcott of Cambridge.  
John T. Shea of Cambridge.
- Fourth Middlesex District.*  
Guy M. Winslow of Newton.  
James A. Lowell of Newton.  
James P. Richardson of Newton.
- Fifth Middlesex District.*  
Patrick S. Broderick of Waltham.  
Francis E. Webster of Waltham.
- Sixth Middlesex District.*  
Robert S. Corrigan of Natick.
- Seventh Middlesex District.*  
John M. Merriam of Framingham.
- Eighth Middlesex District.*  
Edward Carr of Hopkinton.
- Ninth Middlesex District.*  
Charles F. McCarthy of Marlborough.
- Tenth Middlesex District.*  
Frederick P. Glazier of Hudson.
- Eleventh Middlesex District.*  
Edward J. Robbins of Chelmsford.
- Twelfth Middlesex District.*  
Edward A. Richardson of Ayer.
- Thirteenth Middlesex District.*  
William Wheeler of Concord.
- Fourteenth Middlesex District.*  
Peter Daley of Lowell.  
Patrick F. Nestor of Lowell.
- Fifteenth Middlesex District.*  
William H. Wilson of Lowell.  
Smith J. Adams of Lowell.  
Henry V. Charbonneau of Lowell.
- Sixteenth Middlesex District.*  
John J. O'Connell of Lowell.
- Seventeenth Middlesex District.*  
Maurice A. Buck of Billerica.
- Eighteenth Middlesex District.*  
Charles P. Howard of Reading.  
Arthur N. Newhall of Stoneham.
- Nineteenth Middlesex District.*  
Raymond P. Dellinger of Wakefield.
- Twentieth Middlesex District.*  
Thomas J. Boynton of Everett.  
H. Huestis Newton of Everett.
- Twenty-first Middlesex District.*  
Maurice R. Flynn of Malden.  
Truman R. Hawley of Malden.  
Alexander Kerr of Malden.
- Twenty-second Middlesex District.*  
George R. Jones of Melrose.
- Twenty-third Middlesex District.*  
Francis P. Garland of Somerville.  
Henry C. Brine of Somerville.  
Leonard B. Chandler of Somerville.

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*Twenty-fourth Middlesex District.*  
J. Warren Bailey of Somerville.  
J. Franklin Knotts of Somerville.  
William J. Shanahan of Somerville.

*Twenty-fifth Middlesex District.*  
Charles Frederick Dutch of Winchester.

*Twenty-sixth Middlesex District.*  
Benjamin F. Haines of Medford.  
Fred J. Burrell of Medford.

*Twenty-seventh Middlesex District.*  
J. Howell Crosby of Arlington.

*Twenty-eighth Middlesex District.*  
Robert P. Clapp of Lexington.

*Twenty-ninth Middlesex District.*  
George H. Dale of Watertown.

*First Nantucket District.*  
Reginald T. Fitz-Randolph of Nantucket.

*First Norfolk District.*  
Henry M. Hutchings of Dedham.

*Second Norfolk District.*  
James M. Codman, Jr., of Brookline.  
Fred Homer Williams of Brookline.

*Third Norfolk District.*  
John W. McAnarney of Quincy.  
Brooks Adams of Quincy.  
Paul R. Blackmur of Quincy.

*Fourth Norfolk District.*  
Lincoln Bryant of Milton.

*Fifth Norfolk District.*  
Wallace H. Bicknell of Weymouth.

*Sixth Norfolk District.*  
Louis Edwin Flye of Holbrook.

*Seventh Norfolk District.*  
Timothy F. Quinn of Sharon.

*Eighth Norfolk District.*  
George Franklin Willett of Norwood.

*Ninth Norfolk District.*  
Albert E. Pillsbury of Wellesley.

*Tenth Norfolk District.*  
Orestes T. Doe of Franklin.

*First Plymouth District.*  
Harry R. Talbot of Plymouth.

*Second Plymouth District.*  
Ernest H. Sparrell of Norwell.

*Third Plymouth District.*  
Walter L. Bouvé of Hingham.

*Fourth Plymouth District.*  
George W. Kelley of Rockland.

*Fifth Plymouth District.*  
Clarence W. Harding of Whitman.

*Sixth Plymouth District.*  
Robert T. Delano of Wareham.

*Seventh Plymouth District.*  
Albert H. Washburn of Middleborough.

*Eighth Plymouth District.*  
Edward A. MacMaster of Bridgewater.

*Ninth Plymouth District.*  
Patrick Peterson of Brockton.

*Tenth Plymouth District.*  
E. Gerry Brown of Brockton.

*Eleventh Plymouth District.*  
A. Webster Butler of Brockton.

*First Suffolk District.*  
Thomas R. Kelley of Boston.  
Christopher A. Sheehan of Boston.

*Second Suffolk District.*  
William J. Sullivan of Boston.  
John J. Douglass of Boston.

*Third Suffolk District.*  
Thomas H. Green of Boston.  
James J. Brennan of Boston.

*Fourth Suffolk District.*  
John J. Mahoney of Boston.

*Fifth Suffolk District.*  
Martin M. Lomasney of Boston.  
Alfred P. Scigliano of Boston.  
David Mancovitz of Boston.

*Sixth Suffolk District.*  
Timothy F. Callahan of Boston.  
John A. Donoghue of Boston.  
John J. Gartland of Boston.

*Seventh Suffolk District.*  
Guy W. Cox of Boston.  
David T. Montague of Boston.  
William S. Kinney of Boston.

*Eighth Suffolk District.*  
Charles P. Curtis, Jr., of Boston.  
Henry Parkman of Boston.

*Ninth Suffolk District.*  
William Flaherty of Boston.  
Martin L. Martin of Boston.

*Tenth Suffolk District.*  
Daniel V. McIsaac of Boston.  
Robert E. Bigney of Boston.

*Eleventh Suffolk District.*  
John W. McCormack of Boston.  
Michael J. Reidy of Boston.

*Twelfth Suffolk District.*  
John J. Mansfield of Boston.  
Herbert A. Kenny of Boston.

*Thirteenth Suffolk District.*  
John H. Craven of Boston.  
Timothy J. Driscoll of Boston.

*Fourteenth Suffolk District.*  
Francis M. Costello of Boston.  
William H. Sullivan of Boston.

*Fifteenth Suffolk District.*  
Luke L. Kelly of Boston.  
George H. McCaffrey, Jr., of Boston.

## JOURNAL OF THE CONVENTION,

*Sixteenth Suffolk District.*  
David Stoneman of Boston.  
John Ballantyne of Boston.

*Seventeenth Suffolk District.*  
Dennis D. Driscoll of Boston.  
William J. Coughlan of Boston.

*Eighteenth Suffolk District.*  
John F. Myron of Boston.  
James J. Moynihan of Boston.

*Nineteenth Suffolk District.*  
John F. Cusick of Boston.  
Sanford Bates of Boston.  
Joseph Michelman of Boston.

*Twentieth Suffolk District.*  
E. Philip Finn of Chelsea.

*Twenty-first Suffolk District.*  
Eugene P. Whittier of Winthrop.

*Twenty-second Suffolk District.*  
Joseph J. Leonard of Boston.  
John Graumann of Boston.  
Francis N. Balch of Boston.

*Twenty-third Suffolk District.*  
John L. Murphy of Chelsea.

*Twenty-fourth Suffolk District.*  
George S. Parker of Boston.  
Augustus W. Perry of Boston.  
Percy G. Bolster of Boston.

*Twenty-fifth Suffolk District.*  
William S. Youngman of Boston.

*Twenty-sixth Suffolk District.*  
Daniel H. Coakley of Boston.

*Twenty-seventh Suffolk District.*  
Michael F. Shaw of Revere.

*First Worcester District.*  
Andrew Foster Hamilton of Athol.

*Second Worcester District.*  
David R. Collier of Gardner.  
Charles M. Day of Winchendon.

*Third Worcester District.*  
John A. White of North Brookfield.

*Fourth Worcester District.*  
George H. Robinson of Sturbridge.

Communication  
from Patrick  
I. Jennings of  
Boston.

Mr. Moriarty of Boston presented a communication from Patrick H. Jennings of Boston, by his attorney, claiming election as a delegate at large and requesting that the Convention examine, count and tabulate all ballots cast for delegates at large.

The communication was read by the Secretary of the Commonwealth, and His Excellency stated that it would be placed on file for subsequent consideration.

Motion of  
Secretary of  
the Conven-  
tion.

Mr. Underhill of Somerville then moved that the Convention proceed to the election of a Secretary, and that Mr. James W. Kimball of Swampscott be elected to that office by acclamation.

The motion was unanimously adopted, and His Excellency declared that Mr. Kimball had been duly elected Secretary of the Convention.

*Fifth Worcester District.*  
Louis O. Rieutord of Southbridge.

*Sixth Worcester District.*  
Joseph A. Love of Webster.

*Seventh Worcester District.*  
Herbert L. Ray of Sutton.

*Eighth Worcester District.*  
James R. Ferry of Northbridge.

*Ninth Worcester District.*  
John C. Lynch of Milford.  
Joseph S. Gates of Westborough.

*Tenth Worcester District.*  
Allan G. Buttrick of Lancaster.  
Amos T. Saunders of Clinton.

*Eleventh Worcester District.*  
Edward H. Nutting of Leominster.  
Frank S. Farnsworth of Leominster.

*Twelfth Worcester District.*  
Benjamin A. Cook of Fitchburg.  
Henry H. Wheelock of Fitchburg.

*Thirteenth Worcester District.*  
Clarence W. Hobbs, Jr., of Worcester.

*Fourteenth Worcester District.*  
Josiah B. Shattuck of Worcester.

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*Fifteenth Worcester District.*

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*Sixteenth Worcester District.*  
Mark N. Skerrett of Worcester.

*Seventeenth Worcester District.*  
Francis P. McKeon of Worcester.

*Eighteenth Worcester District.*  
Charles G. Larson of Worcester.

*Nineteenth Worcester District.*  
S. Hamilton Coe of Worcester.

*Twentieth Worcester District.*  
Charles R. Johnson of Worcester.

*Twenty-first Worcester District.*  
George F. Brooks of Worcester.

*Twenty-second Worcester District.*  
Frank F. Dresser of Worcester.

His Excellency appointed Mr. Underhill and Messrs. Bailey of Newbury and Creamer of Lynn a committee to notify Mr. Kimball of his election and to conduct him into the presence of the Convention.

Oaths of qualification were then administered by His Excellency, and were taken and subscribed by Mr. Kimball; and the Secretary entered upon the duties of his office.

Mr. Williams of Brookline moved that the Convention proceed to the election by ballot of a President of the Convention, and that the Chair appoint a committee to receive, sort and count the votes.

Mr. Quincy of Boston moved that the motion be amended by substituting therefor the following: —

*Voted*, That the Convention now proceed to the election of its permanent president in the following manner, viz: — Nominations and speeches in support of candidates nominated to be first in order, and when there are no more nominations or nominating speeches to be made the Convention to proceed to the choice of its permanent president by the calling of the roll of members of the Convention, each member who is present naming his choice for president when his name is called, and any candidate thus receiving a majority of all the votes cast to be declared elected President of the Convention.

Election of  
President of  
the Conven-  
tion.

Mr. Hart of Cambridge moved that the question on the amendment moved by Mr. Quincy be determined by a call of the roll. After debate this motion was adopted, by a vote of 192 to 74.

Accordingly the roll was called; and the motion of Mr. Quincy was adopted, by a vote of 290 yeas to 24 nays, as follows: —

YEAS.

Messrs. Adams, Brooks	Messrs. Bowen, Patrick
Adams, Charles Francis	Boyden, Frank L.
Adams, Scott	Boyer, Elmer E.
Adams, Smith J.	Boynton, Thomas J.
Anderson, Frederick L.	Brackett, John Q. A.
Anderson, George W.	Brennan, James H.
Avery, Nathan P.	Brennan, James J.
Aylward, James F.	Brine, Henry C.
Bailey, J. Warren	Broderick, Patrick S.
Barker, Warren S.	Brooks, George F.
Barnes, Clarence A.	Brown, Samuel F.
Barnes, George L.	Bruce, Charles
Barrett, James T.	Bryant, Lincoln
Bassett, Edmund	Buck, Maurice A.
Batchelder, Albert W.	Bullock, William J.
Bates, John L.	Burns, William A.
Bates, Sanford	Burrell, Fred J.
Bauer, Ralph S.	Butler, A. Webster
Begley, John S.	Callahan, Timothy F.
Bennett, Frank P.	Carr, Edward
Bergengren, Roy F.	Chandler, Leonard B.
Bicknell, Wallace H.	Charbonneau, Henry V.
Bigney, Robert E.	Chase, Mial W.
Blackmur, Paul R.	Choate, Charles F., Jr.
Bodfish, John D. W.	Churchill, George B.
Bolster, Percy G.	Clapp, Robert P.
Bosworth, Henry H.	Clark, Ezra W.
Boucher, Joseph Zoël	Coakley, Daniel H.
Bouvé, Walter L.	Coe, S. Hamilton

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Messrs. Coleman, George W.	Messrs. Giddings, Charles
Collier, David R.	Glazier, Frederick P.
Collins, Samuel I.	Gleason, Nesbit G.
Coogan, Clement F.	Good, John P.
Cook, Benjamin A.	Granfield, William J.
Cook, Rufus H.	Graumann, John
Coolidge, Louis A.	Green, Thomas H.
Coombs, Zelotes W.	Greenwood, Hamlet S.
Cooney, Charles P.	Haines, Benjamin F.
Corrigan, Robert S.	Hale, Edward R.
Costello, Francis M.	Hale, Matthew
Coughlan, William J.	Hall, Elisha S.
Cox, Guy W.	Hall, Frederick S.
Crafts, Lyman A.	Hall, Isaac Freeman
Craven, John H.	Hamilton, Andrew Foster
Creamer, Walter H.	Harding, Clarence W.
Creed, James F.	Harriman, Arthur N.
Crosby, J. Howell	Harrington, Patrick H.
Crossley, William Cyril	Hart, Albert Bushnell
Cummings, Herbert E.	Hawley, Truman R.
Cummings, John W.	Hibbard, Charles E.
Curtis, Arthur B.	Hicks, George H.
Cusick, John F.	Hobbs, Clarence W., Jr.
Dale, George H.	Hoitt, Augustus J.
Daley, Peter	Horgan, Francis J.
Daly, John W.	Howard, Charles P.
Davis, Elbridge G.	Hutchings, Henry M.
Davis, William R.	Johnson, Charles R.
Day, Charles M.	Jones, George R.
Dean, Robert A.	Keliher, John A.
Delaney, Louis F.	Kelley, George W.
Delano, Robert T.	Kelley, Thomas R.
Dellinger, Raymond P.	Kelly, Luke L.
Derbyshire, James H.	Kenefick, Thomas W.
Doe, Orestes T.	Kenny, Herbert A.
Donnelly, James P.	Kerr, Alexander
Donoghue, John A.	Kilbon, John L.
Donovan, Daniel R.	Kinney, William S.
Donovan, James A.	Kneil, Arthur S.
Donovan, Thomas F.	Knotts, J. Franklin
Doran, James P.	Lane, Daniel W.
Douglass, John J.	Lane, Dwight F.
Dresser, Frank F.	Langelier, Louis F. R.
Driscoll, Dennis D.	Larson, Charles G.
Driscoll, Timothy J.	Leboeuf, Telesphore
Dutch, Charles Frederick	Leonard, Joseph J.
Ellis, Theodore W.	Linke, Fred R.
Farnsworth, Frank S.	Logan, James
Feiker, William H.	Lomasney, Martin M.
Ferrey, Irving D.	Look, William J.
Ferry, James R.	Loring, Augustus P.
Finn, E. Philip	Love, Joseph A.
Fisher, Edward	Lowe, Arthur H.
Fitz-Randolph, Reginald T.	Lowell, James A.
Flaherty, William	Lusk, Willfred W.
Flye, Louis Edwin	Lummus, Henry T.
Flynn, Maurice R.	Lyman, Frank E.
Foss, George H.	Lynch, John C.
Fraser, Eugene B.	MacMaster, Edward A.
French, Asa P.	Maguire, James E.
Frost, Archie N.	Mahoney, John J.
Gallagher, Daniel J.	Malone, Dana
Garland, Francis P.	Mancovitz, David
Gartland, John J.	Mansfield, John J.
Gates, Joseph S.	Martin, Daniel A.
Gaylord, Henry E.	Martin, Martin L.

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<b>Messrs.</b> McAnarney, John W.	<b>Messrs.</b> Shattuck, Josiah B.
McCaffrey, George H., Jr.	Shaw, Michael F.
McCarthy, Charles F.	Shea, John M.
McCormack, John W.	Shea, John T.
McIsaac, Daniel V.	Sheehan, Christopher A.
McKeon, Francis P.	Sherburne, Nelson
McLaud, Abner S.	Skerrett, Mark N.
Merriam, John M.	Smith, Jerome S.
Merrill, George Frye	Smith, Rutherford E.
Michelman, Joseph	Sparrell, Ernest H.
Mitchell, Charles	Stearns, Harry N.
Mitchell, John	Stoeber, Charles
Moore, Charles D. C.	Stoneman, David
Moran, William	Sullivan, Edmund G.
Moriarty, James T.	Sullivan, Michael A.
Morrill, Charles H.	Sullivan, William H.
Moynihan, James J.	Sullivan, William J.
Murley, Joseph J.	Sweeney, Edward A.
Murphy, John L.	Swig, Louis
Myron, John F.	Talbot, Harry R.
Nestor, Patrick F.	Tatman, Charles T.
Newhall, Arthur N.	Theller, Ralph L.
Newton, H. Huestis	Thompson, Edward
Nutting, Edward H.	Thompson, Hubert C.
O'Connell, John J.	Thompson, John L.
O'Connell, John P.	Tilton, Rufus H.
O'Connell, Joseph F.	Trefry, William D. T.
O'Connor, John D.	Turner, Joseph
Parker, George S.	Twomey, John C.
Parker, Herbert	Walcott, Robert
Parkman, Henry	Walker, George
Peirce, Albion G.	Walker, Joseph
Pelletier, Joseph C.	Walsh, David I.
Perry, Augustus W.	Washburn, Albert H.
Peterson, Patrick	Washburn, Charles G.
Powers, Samuel L.	Webster, Francis E.
Putnam, Harry B.	Webster, George P.
Quincy, Josiah	Weekes, George LeRoy
Quinn, Timothy F.	Wellman, Arthur Holbrook
Ray, Herbert L.	Wheeler, William
Reidy, Michael J.	Wheelock, Henry H.
Richardson, Edward A.	Whipple, Sherman L.
Rieutord, Louis O.	White, John A.
Robbins, Edward J.	Whitehead, James
Robinson, George H.	Whittier, Eugene P.
Ross, Samuel	Willett, George Franklin
Saunders, Amos T.	Wing, Herbert
Sawyer, Roland D.	Winslow, Guy M.
Scigliano, Alfred P.	Wood, Charles J.
Shanahan, William J.	Youngman, William S.

**NAYS.**

<b>Messrs.</b> Bailey, Charles O.	<b>Messrs.</b> Curtiss, Elmer L.
Balch, Francis N.	George, Samuel W.
Ballantyne, John	Luce, Robert
Bangs, Francis R.	Montague, David T.
Bartlett, Horace I.	Morton, James M.
Benton, Everett C.	Pillsbury, Albert E.
Besse, Harold A.	Richardson, James P.
Brown, E. Gerry	Sweet, Joseph L.
Buttrick, Allan G.	Underhill, Charles L.
Clark, Chester W.	Waterman, George B.
Codman, James M., Jr.	Williams, Fred Homer
Curtis, Charles P., Jr.	Wilson, William H.

290 yeas; 24 nays.

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The motion of Mr. Williams, as thus amended, was then adopted.

*Nominating speeches.* Mr. William H. Sullivan of Boston moved that nominating speeches be limited to five minutes each; and this motion was adopted.

After nominations had been made and seconded the roll was called, and the following-named delegates voted for John L. Bates of Brookline: —

Messrs. Adams, Charles Francis	Messrs. Curtis, Arthur B.
Adams, Scott	Curtis, Charles P., Jr.
Avery, Nathan P.	Curtis, Edwin U.
Bailey, Charles O.	Curtiss, Elmer L.
Bailey, J. Warren	Dale, George H.
Balch, Francis N.	Davis, Elbridge G.
Ballantyne, John	Davis, William R.
Bangs, Francis R.	Delano, Robert T.
Barker, Warren S.	Dellinger, Raymond P.
Barnes, Clarence A.	Derbyshire, James H.
Barnes, George L.	Doe, Orestes T.
Bartlett, Horace I.	Dresser, Frank F.
Bassett, Edmund	Dutch, Charles Frederick
Bates, Sanford	Ellis, Theodore W.
Benton, Everett C.	Farnsworth, Frank S.
Besse, Harold A.	Feiker, William H.
Blackmur, Paul R.	Ferrey, Irving D.
Bodfish, John D. W.	Ferry, James R.
Bolster, Percy G.	Fisher, Edward
Bosworth, Henry H.	Fitz-Randolph, Reginald T.
Bouvé, Walter L.	Foss, George H.
Boyden, Frank L.	Fraser, Eugene B.
Boyer, Elmer E.	French, Asa P.
Brackett, John Q. A.	Frost, Archie N.
Brooks, George F.	Garland, Francis P.
Brown, Samuel F.	Gates, Joseph S.
Bruce, Charles	Gaylord, Henry E.
Bryant, Lincoln	George, Samuel W.
Buck, Maurice A.	Giddings, Charles
Bullock, William J.	Graumann, John
Burns, William A.	Greenwood, Hamlet S.
Burrell, Fred J.	Haines, Benjamin F.
Buttrick, Allan G.	Hale, Edward R.
Chandler, Leonard B.	Hall, Elisha S.
Chase, Mial W.	Hall, Frederick S.
Choate, Charles F., Jr.	Hall, Isaac Freeman
Churchill, George B.	Hamilton, Andrew Foster
Clapp, Robert P.	Hibbard, Charles E.
Clark, Chester W.	Hobbs, Clarence W., Jr.
Clark, Ezra W.	Hoitt, Augustus J.
Codman, James M., Jr.	Howard, Charles P.
Coe, S. Hamilton	Hutchings, Henry M.
Collier, David R.	Johnson, Charles R.
Collins, Samuel I.	Jones, George R.
Coogan, Clement F.	Kelley, George W.
Cook, Benjamin A.	Kenefick, Thomas W.
Cook, Rufus H.	Kerr, Alexander
Coolidge, Louis A.	Kilbon, John L.
Coombs, Zelotes W.	Kinney, William S.
Cox, Guy W.	Kneil, Arthur S.
Crafts, Lyman A.	Knotts, J. Franklin
Crosby, J. Howell	Lane, Daniel W.
Crossley, William Cyril	Lane, Dwight F.
Cummings, Herbert E.	Langelier, Louis F. R.

**Messrs.** Larson, Charles G.  
 Linke, Fred R.  
 Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lufkin, Willfred W.  
 Lummus, Henry T.  
 Lyman, Frank E.  
 Malone, Dana  
 McAnarney, John W.  
 Merriam, John M.  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Newhall, Arthur N.  
 Nutting, Edward H.  
 Parker, George S.  
 Parker, Herbert  
 Parkman, Henry  
 Peirce, Albion G.  
 Pillsbury, Albert E.  
 Powers, Samuel L.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.

**Messrs.** Sherburne, Nelson  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Sparrell, Ernest H.  
 Stearns, Harry N.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Swig, Louis  
 Tatman, Charles T.  
 Theller, Ralph L.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 Wheelock, Henry H.  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wilson, William H.  
 Wing, Herbert  
 Wood, Charles J.  
 Youngman, William S.

The following-named delegates voted for Sherman L. Whipple of Brookline: —

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Anderson, George W.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Charbonneau, Henry V.  
 Coakley, Daniel H.  
 Coleman, George W.

**Messrs.** Cooney, Charles P.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Craven, John H.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Cusick, John F.  
 Daley, Peter  
 Daly, John W.  
 Day, Charles M.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin

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Messrs. Flynn, Maurice R.	Messrs. Moynihan, James J.
Gallagher, Daniel J.	Murley, Joseph J.
Gartland, John J.	Murphy, John L.
Glazier, Frederick P.	Myron, John F.
Good, John P.	Nestor, Patrick F.
Granfield, William J.	Newton, H. Hueatis
Green, Thomas H.	O'Connell, John J.
Hale, Matthew	O'Connell, John P.
Harding, Clarence W.	O'Connell, Joseph F.
Harriman, Arthur N.	O'Connor, John D.
Harrington, Patrick H.	Pelletier, Joseph C.
Hart, Albert Bushnell	Perry, Augustus W.
Hawley, Truman R.	Peterson, Patrick
Hicks, George H.	Quincy, Josiah
Keliher, John A.	Quinn, Timothy F.
Kelley, Thomas R.	Ray, Herbert L.
Kelly, Luke L.	Reidy, Michael J.
Kenny, Herbert A.	Rieutord, Louis O.
Leboeuf, Telesphore	Ross, Samuel
Leonard, Joseph J.	Scigliano, Alfred P.
Lomasney, Martin M.	Shanahan, William J.
Love, Joseph A.	Shaw, Michael F.
Lynch, John C.	Shea, John T.
MacMaster, Edward A.	Sheehan, Christopher A.
Maguire, James E.	Skerrett, Mark N.
Mahoney, John J.	Stoeber, Charles
Mancovitz, David	Sullivan, Michael A.
Mansfield, John J.	Sullivan, William H.
Martin, Daniel A.	Sullivan, William J.
Martin, Martin L.	Talbot, Harry R.
McCaffrey, George H., Jr.	Thompson, Edward
McCarthy, Charles F.	Twomey, John C.
McCormack, John W.	Walker, George
McIsaac, Daniel V.	Walker, Joseph
McKeon, Francis P.	Walsh, David I.
McLaud, Abner S.	Webster, Francis E.
Merrill, George Frye	Webster, George P.
Michelman, Joseph	Whitehead, James
Mitchell, John	Winslow, Guy M.
Moriarty, James T.	Wonson, Carlton W.

The following-named delegates voted for John W. Cummings of Fall River: —

Mr. Francis J. Horgan.

Mr. William Moran.

The following-named delegate voted for Martin M. Lomasney of Boston: —

Mr. E. Gerry Brown.

The following-named delegate voted for Brooks Adams of Quincy: —

Mr. Roland D. Sawyer.

His Excellency then announced the result of the vote as follows: —

Whole number of votes,	312
Necessary for a choice,	157
Brooks Adams of Quincy had	1
Martin M. Lomasney of Boston had	1
John W. Cummings of Fall River had	2
Sherman L. Whipple of Brookline had	132
John L. Bates of Brookline had	176

And declared Honorable John L. Bates of Brookline elected President of the Convention.

Mr. Whipple of Brookline moved that the election of Mr. Bates be made unanimous; and this motion was adopted.

His Excellency then appointed Mr. Whipple and Messrs. Brackett of Arlington and Walsh of Fitchburg a committee to notify the President of his election, and to conduct him to the chair.

Upon being presented to the Convention by His Excellency the President spoke as follows:—

GENTLEMEN OF THE CONVENTION: I thank you for the confidence you have shown and for the high honor you have conferred upon me. To serve as your presiding officer is a great privilege that brings with it a correspondingly great duty. A full heart prompts me to say that it shall be my only purpose to so discharge that duty that your confidence may be fully justified. Without your hearty support I can not hope to succeed. May all the differences that have attended the organization of this Convention in the deep ocean of oblivion be buried, and may the President have your united, helpful co-operation.

Remarks by  
the President.

The people have entrusted to us a great work, and we are here, in the language of the statute, "to take into consideration the propriety and expediency of revising the present Constitution of the Commonwealth, or making alterations or amendments thereof."

When the act was accepted by the people last November, in accordance with which we are now met, a large portion of the world was in a state of war. Since then our country has become involved in the great struggle. Yesterday our young men were numbered and registered that they might be called into the military service of the nation. The greatest war in the history of the human race is being waged. Out of the confusion of its origin, and despite the proposals and ambitions of kings and men, it is each day becoming more clear that all humanity is divided into two great camps, and that by far the larger proportion fight shoulder to shoulder with us, not to change the boundaries of nations, not for conquest nor for spoils, but to down absolutism, to overthrow autocracy, and in its place to set up a genuine government of the people, to the end that "the world may be made safe for democracy." There is therefore a most interesting relationship between the world war and the work for which we are met.

The Constitution of Massachusetts was "the first written Constitution in which the people appear at once as author of the government and subject of its laws." Adopted in 1780, it became the model of all that have followed. When adopted, no

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nation had a written constitution. To-day there is hardly any without one, and in them all, whether it be the constitution of a state in North or South America, in Europe or in Asia, one will find incorporated some of the principles that were first clearly enunciated in the Constitution of Massachusetts, and oftentimes one finds a wording so similar as to show conclusively that the Constitution adopted by Massachusetts in 1780 has been one of the greatest factors in changing the form of the government of humanity to that of a representative, constitutional democracy, under which the liberties of men have been secure and their progress unparalleled. It is the Massachusetts idea of democracy, then, that is the center of the world storm to-day, and may God grant that that idea, triumphant throughout the world, may soon usher in an epoch of peace and liberty and good will for all the peoples of the earth. In these momentous times, then, let us approach our task with a view to help on the cause of democracy through constitutional government.

We have not been elected as representative of any political faction, and approach the work with our minds free from any partisan prejudice. Let us not unduly delay on matters of mere procedure. May it not be with us "as with men whom small things move," but let us deliberate and argue fully the great things, the fundamentals, to the end that when our work is finished we shall in no way have impaired or weakened the great principles from which our strength has been derived, but rather, so far as found necessary, shall have increased their breadth and scope so as to more fully adapt them to the conditions of the present age, and the future progress of the state.

We are here for Massachusetts, and may all we do contribute to her prosperity, her security, her advancement, her strength and her honor.

At the conclusion of the President's remarks His Excellency the Governor, His Honor the Lieutenant-Governor and other guests withdrew, under escort of the Sergeant-at-Arms of the General Court.

Mr. Luce of Waltham offered the following order, which was adopted: —

*Ordered*, That a committee on Rules and Procedure be appointed by the President, the same to consist of the President and eighteen delegates, which committee shall consider and report as to the best method of proceeding to revise, alter or amend the Constitution, and shall report rules and orders for the government of the Convention; and that, in the mean time, the rules of the House of Representatives, as far as they are applicable, be observed as the rules of the Convention.

Subsequently the President appointed Messrs. Luce of Waltham, Whipple of Brookline, Parker of Lancaster, Walsh of Fitchburg, Pillsbury of Wellesley, Edwin U. Curtis of Boston, Malone of Greenfield, Walker of Brookline, Powers of Newton, Boynton of Everett, Williams of Brookline, Hall of Taunton, Quincy of Boston, Underhill of Somerville, Ross of New Bedford,

Committee on  
Rules and Pro-  
cedure.

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Washburn of Worcester, Pelletier of Boston and Hibbard of Pittsfield as members of the committee.

Mr. Lane of Boston moved that the Convention proceed to the election of a chaplain; and this motion was adopted.

Mr. Lane then nominated Rev. Edward A. Horton, D.D., of Boston, Chaplain of the Senate.

Mr. Bennett of Saugus nominated Rev. Daniel W. Waldron of Boston, Chaplain of the House of Representatives.

After debate Mr. Edwin U. Curtis of Boston moved that the vote be reconsidered whereby the Convention had voted to proceed to the election of a chaplain; and this motion was adopted.

Pending the recurring question Mr. Pelletier of Boston moved that the President be empowered to invite to serve as chaplain such persons as he may from time to time select, such persons to serve without compensation. This motion was adopted; and the recurring question, as thus amended, was adopted.

Mr. Bailey of Newbury moved that the Convention proceed to the election of a Sergeant-at-Arms; and this motion was adopted.

The same member moved the election by acclamation of Thomas F. Pedrick of Lynn as Sergeant-at-Arms. This motion was adopted, and Mr. Pedrick was declared elected as Sergeant-at-Arms of the Convention.

A communication from the Sergeant-at Arms, stating that, in compliance with an order of the General Court, he had prepared the legislative rooms in the State House for the use of the Convention and had made arrangements in detail for the comfort and convenience of the delegates, was read and placed on file.

Mr. Sawyer of Ware offered the following order, which was adopted by a vote of 114 to 91: —

*Ordered*, That the Sergeant-at-Arms be authorized and directed to procure, for the use of the members of the Convention, two copies of each of the daily papers published in the cities of Boston, Worcester and Springfield, and one copy of each of the other daily papers published within the Commonwealth.

Daily papers.

Mr. George of Haverhill offered the following order, which was adopted: —

*Ordered*, That the Secretary of the Convention be authorized to appoint an assistant secretary and to employ such other assistants as may be approved by the committee on Rules and Procedure.

Secretary's  
assistant.

Mr. Kenefick of Palmer offered the following order, which was adopted: —

*Ordered*, That the Sergeant-at-Arms be authorized to employ such assistants as may be approved by the committee on Rules and Procedure.

Sergeant-at-  
Arms'  
assistants.

Mr. Parker of Lancaster moved that the Convention adjourn, <sup>Adjournment.</sup> to meet on Monday next at two o'clock P.M. This motion was adopted; and accordingly, at twenty-five minutes after two o'clock the Convention adjourned.



# JOURNAL OF THE CONVENTION.

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MONDAY, June 11, 1917.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by Rev. J. Franklin Knotts of Somerville, a member of the Convention.

## *Record of Proceedings.*

The Secretary proceeded to read the journal of the proceedings of Wednesday last; whereupon, on motion of Mr. Luce of Waltham, —

*Voted*, That the reading of the Journal be dispensed with unless otherwise ordered.

On motion of Mr. Washburn of Worcester, —

*Ordered*, That the reading of the Journal of the Convention be dispensed with, unless it shall be otherwise ordered; and that the Secretary be authorized to begin the daily printing of the Journal, that one thousand copies be printed, and that an attested copy thereof be deposited with the Secretary of the Commonwealth as the Journal of the Convention.

## *Qualification of a Member.*

Mr. Daniel J. Marshall of Worcester, member-elect from the Fifteenth Worcester Representative District, being present, the oaths of qualification were administered by the President of the Convention, and were duly taken and subscribed by Mr. Marshall.

## *Members of the Convention of 1853.*

On motion of Mr. Hart of Cambridge, —

*Ordered*, That all or any surviving members of the Massachusetts Constitutional Convention of 1853 receive the freedom of the floor of this Convention.

## *Assistants for Committee on Rules and Procedure.*

On motion of Mr. Boynton of Everett, —

*Ordered*, That the committee on Rules and Procedure be authorized to employ such assistants as they may deem to be necessary, and that the persons so employed be required to assist members of the Convention and clerks of committees in the preparation of measures for presentation or report.

## *Convention Printing.*

On motion of Mr. Quincy of Boston, —

*Ordered*, That the Secretary of the Convention be authorized to employ the present contractors for the legislative printing to do the printing of the Convention, at the same rate of compensation as is fixed by the existing contract for legislative printing.

*Monitors of the Convention.*

Monitors.

Mr. Malone of Greenfield, for the committee on Rules and Procedure, who were authorized to report rules and orders for the government of the Convention, reported, in part, recommending the adoption of the following rules:—

O. Two monitors shall be appointed for each division, whose duty it shall be to see the due observance of the rules and orders of the Convention, and on demand of the President to return the number of votes and members in their respective divisions.

O. If any member shall transgress any of the rules or orders of the Convention, and persist therein after being notified thereof by any monitor, it shall be the duty of such monitor to give information thereof to the Convention.

Id.

The report was read; and it was considered forthwith under a suspension of the rule on motion of Mr. Malone, and was accepted. Accordingly said rules were adopted.

Subsequently the President appointed the following monitors:—

*First Division.* — Messrs. Johnson of Worcester and Creed of Boston.

*Second Division.* — Messrs. Bailey of Newbury and Moran of Fall River.

*Third Division.* — Messrs. Youngman of Boston and McAnarney of Quincy.

*Fourth Division.* — Messrs. Lowe of Fitchburg and Coleman of Boston.

*Committees of the Convention.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, who were authorized to report rules and orders for the government of the Convention, reported, in part, recommending the adoption of the following rule:—

O. Standing committees shall be appointed as follows:

A committee on Rules and Procedure (to consist of the President, who shall be chairman of the committee, and eighteen other members).

A committee on Bill of Rights;

A committee on The General Court;

A committee on Initiative and Referendum;

A committee on Suffrage;

A committee on Taxation;

A committee on Public Affairs;

A committee on Social Welfare;

A committee on Labor;

A committee on the Liquor Traffic;

A committee on Social Insurance;

A committee on The Executive;

A committee on State Administration;

A committee on Municipal Government;

A committee on County and District Government;

A committee on Military Affairs;

Committee  
of the Con-  
vention.

A committee on the Judiciary;  
 A committee on Judicial Procedure;  
 A committee on Education; and  
 A committee on Amendment and Codification of the Constitution;  
 (each to consist of fifteen members).

A committee on Elections (to consist of nine members).  
 A committee on Contingent Expenses and Pay-Roll; and  
 A committee on Form and Phraseology;  
 (each to consist of five members).

The report was read; and it was considered forthwith under a suspension of the rule, on motion of Mr. Luce.

Mr. Brown of Brockton moved that the report be amended by the substitution of the following order: —

*Ordered*, That each amendment to the Constitution adopted by this Convention be submitted separately from each other amendment, though at the same time with others, to the people for their action thereon.

The President stated that the amendment was not germane to the matter before the Convention, and could not be entertained at present.

Mr. O'Connell of Boston moved that the further consideration of the report be postponed until to-morrow; and this motion was negatived.

Mr. Horgan of Boston moved that the report be amended by the substitution of the following: —

1. The Convention shall elect a committee of fifteen members, to be known as and called the "committee on Committees." This committee on Committees shall determine the number, select the members and designate the chairman of all committees; *provided, however*, that nothing herein shall affect the membership and duties of the committee on Rules and Procedure. The President of the Convention shall be a member and chairman of the committee on Committees.

Mr. Bennett of Saugus moved that the report be laid on the table; and this motion was negatived.

After debate Mr. Horgan withdrew the amendment moved by him, there being no objection.

The report of the committee was then accepted; and, accordingly, said rule was adopted.

#### *Manner of Appointing Committees.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, who were authorized to report rules and orders for the government of the Convention, reported, in part, recommending the adoption of the following rule: —

0. Standing committees shall be appointed by the President, and special committees unless otherwise directed by the Convention, and the member first named shall be chairman.

The report was read; and it was considered forthwith under a suspension of the rule, on motion of Mr. Luce.

Manner of appointing committees.

## JOURNAL OF THE CONVENTION,

Mr. Horgan of Boston moved that the report be amended by inserting after the word "President" the words ", unless otherwise ordered by the Convention".

Mr. Anderson of Brookline moved that the report be amended by inserting after the word "President" the words ", subject to the approval of the Convention".

After debate the amendments were severally rejected.

The report of the committee was then accepted; and, accordingly, said rule was adopted.

### *Submission of Amendments to the People.*

Mr. Brown of Brockton offered the following order:—

*Ordered*, That each amendment to the Constitution adopted by this Convention be submitted separately from each other amendment, though at the same time with others, to the people for their action thereon.

Mr. Underhill of Somerville moved that the order be laid on the table, and this motion was adopted.

### *Assignment of Seats.*

On motion of Mr. Underhill of Somerville, —

*Ordered*, That a seat be assigned to each member of the Convention, the same to be drawn by lot under the direction of a committee to be appointed by the President, subject to the assignment by him of seats to the monitors and to the member first named on the committee on Rules and Procedure, and to the assignment of seats for special reasons by vote of the Convention.

The President appointed Messrs. Bailey of Newbury, Creed of Boston and Coleman of Boston a committee to supervise the drawing of seats.

On motion of Mr. Luce of Waltham, —

*Ordered*, That seats be assigned by the President to the Hon. John Q. A. Brackett of Arlington and the Hon. David I. Walsh of Fitchburg, former Governors of the Commonwealth, and to the Hon. James M. Morton of Fall River, former Justice of the Supreme Judicial Court of the Commonwealth.

Accordingly the President assigned seat No. 6 to Mr. Brackett, seat No. 7 to Mr. Walsh, and seat No. 5 to Mr. Morton.

Before the drawing commenced, —

On motion of Mr. Bullock of New Bedford Mr. Delano of Wareham was allowed to select seat No. 161.

On motion of Mr. Bates of Boston Mr. Maguire of Boston was allowed to select seat No. 19.

On motion of Mr. Coleman of Boston Mr. Bodfish of Barnstable was allowed to select seat No. 58.

On motion of Mr. Sawyer of Ware Mr. Lomasney of Boston was allowed to select seat No. 128.

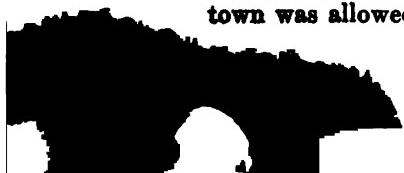
On motion of Mr. Davis of Malden Mr. Kerr of Malden was allowed to select seat No. 26.

On motion of Mr. Collins of Amesbury Mr. Smith of Provincetown was allowed to select seat No. 23.

Manner of  
submitting  
amendments  
to the people.

Assignment  
of seats.

Id.



MONDAY, JUNE 11, 1917.

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*Adjournment and Hour of Meeting.*

On motion of Mr. Washburn of Worcester, —

*Voted*, That when the Convention adjourns to-day it be to Adjournment.  
meet to-morrow at two o'clock P.M.

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At twenty-one minutes before five o'clock, on motion of Mr. Blackmur of Quincy (Mr. Morton of Fall River being in the chair), the Convention adjourned, to meet to-morrow at two o'clock P.M.

## JOURNAL OF THE CONVENTION,

6. If the President or the member appointed to the chair shall be absent at the hour to which the Convention is adjourned, the Secretary shall call the Convention to order and shall preside until a President pro tempore is elected, which shall be the first business.

7. When two or more members rise at once, the President shall name the member who is to speak first.

8. The President may require any motion to be reduced to writing.

9. The President shall have the general control of the Convention Chamber and galleries and the rooms adjoining. No person, excepting members, officers, and attendants of the Convention, and such persons as may be invited by the Convention or by the President, shall be admitted within the bar. The chairman of the Committee of the Whole, during the sitting of such committee, shall have the like powers.

### MONITORS.

10. The President shall appoint two monitors for each division, whose duty it shall be to see that the rules and orders are duly observed, and, on demand of the President, to return the number of votes or members in their respective divisions.

### SECRETARY.

11. The Secretary shall enter in the Journal of the Convention a record of its proceedings, and shall prepare a Calendar of matters in order for consideration, matters lying on the table, and such other memoranda as the Convention or the President may direct, each to be printed daily.

12. Every question of order shall be noted by the Secretary with the decision thereon, and shall be entered at large in the Journal.

### COMMITTEES.

13. Standing committees shall be appointed as follows:—

A committee on Rules and Procedure, to consist of the President, who shall be chairman of the committee, and eighteen other members.

A committee on Bill of Rights;

A committee on The General Court;

A committee on Initiative and Referendum;

A committee on Suffrage;

A committee on Finance;

A committee on Taxation;

A committee on Public Affairs;

A committee on Social Welfare;

A committee on Labor;

A committee on the Liquor Traffic;

A committee on Social Insurance;

A committee on the Executive;

A committee on State Administration;  
A committee on Municipal Government;  
A committee on County and District Government;  
A committee on Military Affairs;  
A committee on the Judiciary;  
A committee on Judicial Procedure;  
A committee on Education;  
A committee on Amendment and Codification of the Constitution;  
Each to consist of fifteen members.  
A committee on Elections, to consist of nine members.  
A committee on Contingent Expenses and Pay-Roll;  
A committee on Form and Phraseology;  
Each to consist of five members.

14. All committees shall be appointed by the President, unless otherwise ordered by the Convention, and the member first named shall be chairman.

15. No committee, except the committee on Rules and Procedure, shall sit during the sessions of the Convention or of the Committee of the Whole, except by leave of the Convention.

16. With the approval of the committee on Rules and Procedure, a committee may originate, without specific reference, any proposal for amendment of the Constitution which falls within the proper province of such committee.

17. A proposal for amendment of the Constitution reported by a committee, based on a specific reference or references, shall not be open to the point of order that it contains matter not within the scope of the reference.

18. All committees appointed to consider proposals to amend the Constitution shall file their reports with the Secretary of the Convention on or before July 16, 1917, and such reports shall be referred by the President to the Committee of the Whole, where they shall be considered before they are acted upon by the Convention.

19. The committee on Form and Phraseology shall examine and correct the proposals to amend the Constitution which are referred to it, for the purpose of avoiding repetitions, insuring accuracy in the text, and consistency: provided, that any change in the sense or legal effect or any material change in the construction shall be reported to the Convention as an amendment.

20. Proposals to amend the Constitution in their third reading shall be referred to the committee on Form and Phraseology for examination, correction and report. When a proposal has been so referred it shall not be acted upon by the Convention until report thereon has been made by the committee.

**JOURNAL OF THE CONVENTION,****COMMITTEE OF THE WHOLE.**

21. When the Convention determines to go into Committee of the Whole, the President shall appoint the member who shall take the chair.

22. The rules of the Convention so far as applicable shall be observed in Committee of the Whole, except that one hundred members shall constitute a quorum; it cannot refer a matter to any other committee; it cannot adjourn; a motion for the previous question or for indefinite postponement shall not be in order; the yeas and nays shall not be called; a member may speak more than once; debate on a motion to close debate at a time certain shall be limited to ten minutes and no member shall speak more than three minutes; the committee shall have the same powers as the Convention to enforce the attendance of members; the Secretary and the Sergeant-at-Arms, respectively, shall be the secretary and sergeant-at-arms of the Committee of the Whole.

23. If the Committee of the Whole reports that a proposal to amend the Constitution which has been referred to it ought not to pass, the question shall be: "Shall the proposal be rejected?". If the question on rejection is negatived, the proposal, if it has been read but once, shall go to a second reading without question; otherwise, it shall be placed in the Orders of the Day for the next session pending the question on ordering to a third reading.

24. If the Committee of the Whole reports favorably on a proposal to amend the Constitution, and if the proposal has been read but once, it shall go to a second reading without question; otherwise, it shall be placed in the Orders of the Day for the next session pending the question on ordering to a third reading.

**MEMBERS.**

25. No member shall be absent more than two days without leave of the Convention, nor absent himself from the Convention without leave unless there be a quorum without his presence. When it appears to the President that the presence of a quorum is endangered, he shall order the doors closed until the Convention takes action thereon.

26. When any member shall be guilty of a breach of any rule or order of the Convention, he may be required, on motion, to make satisfaction therefor, and shall not be allowed to vote or speak, except by way of excuse, until he has so done.

27. No member shall be permitted to stand, to the interruption of another, while any member is speaking, nor to pass unnecessarily between the President and the member speaking, nor shall any member be permitted to stand in the aisles or the area in front of the President's desk during the session of the Convention, nor to stand at the Secretary's desk during a roll call.

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28. All papers belonging to the Convention, in the possession of a member obtaining leave of absence, shall be left by him with the Secretary.

29. Every member present in the Convention when a question is put shall give his vote, unless the Convention for special reasons shall excuse him. A member desiring to be excused shall make application therefor, with a brief statement of his reasons, before a division or before the calling of the yeas and nays, and the same shall be decided without debate. The pairing of members shall not be recognized.

30. No member shall mention in debate another member by his name, but may describe him by such designation as may be intelligible and respectful.

31. Every member when about to speak, shall rise and address the President, shall confine himself to the question under debate, and avoid personalities. No member shall speak out of his place without leave of the President.

32. No member speaking shall be interrupted by another but by rising to call to order.

33. No member shall speak more than twice on one question without first obtaining leave of the Convention, nor more than once until other members who have not spoken shall speak, if they desire it.

#### RECONSIDERATION.

34. When a vote has passed, it shall be in order for any member to move a reconsideration thereof on the same or the succeeding day, and such motion, if made on the same day, shall be placed first in the Orders of the Day succeeding, and if made on the succeeding day, it shall be made before the Orders of the Day are taken up. A motion to reconsider being rejected, shall not be renewed, nor shall any subject be a second time reconsidered; provided, that a motion to reconsider a vote upon a collateral matter, shall not remove the main subject under consideration from before the Convention, but shall be considered when made.

#### PROCEDURE.

35. All proposals of amendment of the Constitution shall embody a draft of the proposed amendment, and each proposal shall be filed by a member of the Convention with the Secretary before five o'clock P.M., June 25, 1917, and by him submitted to the President, who shall read the proposals, and with the consent of the Convention, refer them to the appropriate committees, or to the Committee of the Whole.

36. No proposition shall be introduced or brought before the Convention unless it relates directly to its business. This rule shall not be suspended except by vote of four-fifths of the members present and voting.

## JOURNAL OF THE CONVENTION,

### COMMITTEE OF THE WHOLE.

21. When the Convention determines to go into Committee of the Whole, the President shall appoint the member who shall take the chair.

22. The rules of the Convention so far as applicable shall be observed in Committee of the Whole, except that one hundred members shall constitute a quorum; it cannot refer a matter to any other committee; it cannot adjourn; a motion for the previous question or for indefinite postponement shall not be in order; the yeas and nays shall not be called; a member may speak more than once; debate on a motion to close debate at a time certain shall be limited to ten minutes and no member shall speak more than three minutes; the committee shall have the same powers as the Convention to enforce the attendance of members; the Secretary and the Sergeant-at-Arms, respectively, shall be the secretary and sergeant-at-arms of the Committee of the Whole.

23. If the Committee of the Whole reports that a proposal to amend the Constitution which has been referred to it ought not to pass, the question shall be: "Shall the proposal be rejected?". If the question on rejection is negatived, the proposal, if it has been read but once, shall go to a second reading without question; otherwise, it shall be placed in the Orders of the Day for the next session pending the question on ordering to a third reading.

24. If the Committee of the Whole reports favorably on a proposal to amend the Constitution, and if the proposal has been read but once, it shall go to a second reading without question; otherwise, it shall be placed in the Orders of the Day for the next session pending the question on ordering to a third reading.

### MEMBERS.

25. No member shall be absent more than two days without leave of the Convention, nor absent himself from the Convention without leave unless there be a quorum without his presence. When it appears to the President that the presence of a quorum is endangered, he shall order the doors closed until the Convention takes action thereon.

26. When any member shall be guilty of a breach of any rule or order of the Convention, he may be required, on motion, to make satisfaction therefor, and shall not be allowed to vote or speak, except by way of excuse, until he has so done.

27. No member shall be permitted to stand, to the interruption of another, while any member is speaking, nor to pass unnecessarily between the President and the member speaking, nor shall any member be permitted to stand in the aisles or the area in front of the President's desk during the session of the Convention, nor to stand at the Secretary's desk during a roll call.

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48. On the previous question debate shall be limited to ten minutes, and no member shall speak more than three minutes, nor more than once without leave; and all incidental questions of order, arising after a motion is made for the previous question, shall be decided without debate, except on appeal duly seconded, and on such appeal no member shall be allowed to speak more than once without leave.

49. All questions shall be put in the order in which they are moved, unless the subsequent motion be previous in its nature; except that in naming sums and fixing times, the largest sum and the longest time shall be put first.

50. Any member may call for the division of a question which is in its nature divisible. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out being lost, shall neither preclude amendment, nor a motion to strike out and insert.

51. No motion or proposition of a subject different from that under consideration shall be admitted under color of amendment.

52. In all elections a time shall be designated therefor at least one day previous thereto.

53. The provisions of Chapter 3 of the Revised Laws, and acts in amendment thereof, relating to legislative counsel and agents, shall apply to counsel and agents in all matters connected with the Convention. The Sergeant-at-Arms shall have charge of the enforcement of this rule, under the direction of the President.

#### QUORUM.

54. One hundred and sixty-one members present in the Convention Chamber shall constitute a quorum for the transaction of business, but a motion to go into Committee of the Whole may be entertained whenever one hundred members are present.

#### REPEAL.

55. No rule or standing order of the Convention shall be dispensed with, altered or repealed, except by vote of two-thirds of the members present; but this rule, and rules 20, 34, 37, 51, and 54 shall not be dispensed with except by unanimous consent.

On motion of Mr. Luce the reading of the report was dispensed with; and it was placed in the orders of the day for the next session.

#### *Submission of Amendments to the People.*

On motion of Mr. Underhill of Somerville the following order was taken from the table:—

*Ordered*, That each amendment to the Constitution adopted by this Convention be submitted separately from each other amendment, though at the same time with others, to the people for their action thereon.

Manner of  
submitting  
amendments  
to the people.

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37. If any member of the Convention shall so request, any order or resolution which shall be proposed for adoption shall be postponed until the next session without question.

38. Every proposal to amend the Constitution shall be read in Convention on three several days and referred to and reported upon by the committee on Form and Phraseology before it is engrossed.

39. Proposals to amend the Constitution shall be read by their titles only, unless the full reading is requested.

40. Proposals to amend the Constitution shall be engrossed under the direction of the President.

41. After a proposal to amend the Constitution has been engrossed it shall not be amended. The question shall be on submitting the same to the people.

42. The unfinished business in which the Convention was engaged at the time of the last adjournment shall have precedence in the Orders of the Day, after motions to reconsider.

43. On all questions the sense of the Convention shall be taken by yeas and nays, provided forty members so require. No members shall be allowed to vote who enters the Convention after the vote is declared. The names of the members shall be called in alphabetical order.

44. After a motion is stated by the President, it shall be in possession of the Convention, and shall be disposed of by its vote; but the mover may withdraw it, unless objection is made, at any time before a decision or amendment, except a motion to reconsider, which shall not be withdrawn after the time has elapsed within which it originally could be made.

45. When a question is under debate, no motion shall be entertained but to adjourn, to lay on the table, for the previous question, to postpone to a day certain, to commit, to amend, or to postpone indefinitely; which several motions shall have precedence in this order.

46. A motion to adjourn shall always be in order; and that motion, or a request for the yeas and nays, shall be decided without debate. On motions to lay on the table, to take from the table, and for suspension of any rule, debate shall be limited to ten minutes, and no member shall speak more than three minutes.

47. The previous question shall be put in the following form: "Shall the main question be now put?" Debate upon the main question shall be suspended until the previous question is decided. If the previous question is ordered, the member in charge of the measure shall have not exceeding ten minutes, and the vote shall be taken forthwith upon amendments reported by a committee, upon other pending amendments, and then upon the main question.

48. On the previous question debate shall be limited to ten minutes, and no member shall speak more than three minutes, nor more than once without leave; and all incidental questions of order, arising after a motion is made for the previous question, shall be decided without debate, except on appeal duly seconded, and on such appeal no member shall be allowed to speak more than once without leave.

49. All questions shall be put in the order in which they are moved, unless the subsequent motion be previous in its nature; except that in naming sums and fixing times, the largest sum and the longest time shall be put first.

50. Any member may call for the division of a question which is in its nature divisible. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out being lost, shall neither preclude amendment, nor a motion to strike out and insert.

51. No motion or proposition of a subject different from that under consideration shall be admitted under color of amendment.

52. In all elections a time shall be designated therefor at least one day previous thereto.

53. The provisions of Chapter 3 of the Revised Laws, and acts in amendment thereof, relating to legislative counsel and agents, shall apply to counsel and agents in all matters connected with the Convention. The Sergeant-at-Arms shall have charge of the enforcement of this rule, under the direction of the President.

#### QUORUM.

54. One hundred and sixty-one members present in the Convention Chamber shall constitute a quorum for the transaction of business, but a motion to go into Committee of the Whole may be entertained whenever one hundred members are present.

#### REPEAL.

55. No rule or standing order of the Convention shall be dispensed with, altered or repealed, except by vote of two-thirds of the members present; but this rule, and rules 20, 34, 37, 51, and 54 shall not be dispensed with except by unanimous consent.

On motion of Mr. Luce the reading of the report was dispensed with; and it was placed in the orders of the day for the next session.

#### *Submission of Amendments to the People.*

On motion of Mr. Underhill of Somerville the following order was taken from the table:—

*Ordered*, That each amendment to the Constitution adopted by this Convention be submitted separately from each other amendment, though at the same time with others, to the people for their action thereon.

Manner of  
submitting  
amendments  
to the people.

## JOURNAL OF THE CONVENTION.

The same member moved that the order be referred to the committee on Amendment and Codification of the Constitution, when appointed.

Mr. Bennett of Saugus moved that the rule be suspended which limits to ten minutes debate on the motion to commit; and this motion was negatived, by a vote of 93 to 138.

The Convention then refused, by a vote of 113 to 144, to refer the order to the committee.

Mr. Quincy of Boston moved that the order be amended by the substitution of the following order: —

*Ordered*, That all separate proposals to amend the Constitution be framed and adopted in form for separate submission to the people, except so far as any of the same may be necessarily dependent on each other.

Mr. Washburn of Middleborough moved that the amendment be amended by the substitution of the following order: —

*Ordered*, That the revision, alterations, or amendments made by this Convention, shall be proposed in distinct articles, each article to consist, as far as may be, of one independent proposition; and the whole to be so arranged that, upon the adoption or rejection of any one or more of them, the other parts of the Constitution may remain complete, and consistent with each other. And if any two or more propositions shall appear to be so connected together that the adoption of one and the rejection of another of them would produce a repugnance between different parts of the Constitution, or would introduce an alteration therein not intended to be proposed by this Convention, such two or more propositions shall be combined in one article. And each of the said articles shall be considered as a distinct provision, to be adopted in the whole, or rejected in the whole, as the people shall think proper.

Mr. Buttrick of Lancaster moved that the further consideration of the order be postponed until to-morrow; and this motion was negatived, by a vote of 126 to 132.

The amendment moved by Mr. Washburn was then rejected; the amendment moved by Mr. Quincy was adopted; and the order, as thus amended, was adopted.

Mr. Jones of Melrose moved that the Convention adjourn, to meet to-morrow at two o'clock P.M. This motion was adopted; and, accordingly, at ten minutes before three o'clock, the Convention adjourned.

# JOURNAL OF THE CONVENTION.

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WEDNESDAY, June 13, 1917.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by Rev. Francis E. Webster of Waltham,  
a member of the Convention.

## *Stenographic Report of Proceedings and Debates.*

Mr. Powers of Newton, for the committee on Rules and Procedure, who were authorized to report rules and orders for the government of the Convention, reported, in part, recommending the adoption of the following order:—

*Ordered*, That the Secretary of the Convention be authorized to provide for a stenographic report of the proceedings and debates of the Convention and of the Committee of the Whole.

Stenographic reports.

The report was read; and the order was considered forthwith under a suspension of the rule, on motion of Mr. Powers.

After debate the order was adopted, by a vote of 186 to 52.

## *Compensation of Members of the Convention.*

Mr. Hobbs of Worcester offered the following order:—

*Ordered*, That the compensation of members of the Constitutional Convention be fixed at seven hundred and fifty dollars each, and that the Treasurer and Receiver-General be authorized to subscribe in the names of the several members of the Convention for bonds of the United States, about to be issued, — the "Liberty Loan", so called, — and transfer them to the members of the Convention, in lieu of compensation, at such times as the Convention shall direct.

Compensation of members of the Convention, "Liberty Loan".

Mr. Haines of Medford moved that the order be amended by striking out all after the word "each".

Mr. Leonard of Boston moved that the order be referred to the committee on Contingent Expenses and Pay-Roll, when appointed; and this motion was negatived.

After debate Mr. Hobbs moved that the order be amended by adding at the end thereof the words " ; provided, that if any member signifies in writing to the Treasurer, within twenty-four hours of the passage of this order, his desire to be paid all or any part of said compensation in cash, the Treasurer shall not make subscription in his name, except to the amount authorized, and he shall be entitled to receive the balance of his compensation in cash at such times as the Convention shall direct".

After further debate the amendment moved by Mr. Hobbs was rejected; and the amendment moved by Mr. Haines was adopted.

Mr. Stearns of Cambridge then moved that the order, as amended, be referred to the committee on Rules and Procedure; and this motion was negatived.

The order, as amended, was then adopted.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

*Rules of the Convention.*

The report of the committee on Rules and Procedure, submitting certain rules for the government of the Convention (see Convention Document No. 1) was considered.

On motions of Mr. Luce of Waltham the report was amended as follows: —

In Rule 13, by inserting before the word "Finance", in line 9, the word "State";

In Rule 18, by striking out the words "on or before", in line 3, and inserting in place thereof the words "before five o'clock P.M.,";

In Rule 45, by inserting after the word "question,", in line 3, the words "to close debate at a specified time,"; and by inserting after the word "commit", in the same line, the words "or recommit";

In Rule 46, by inserting after the word "table,", in line 4, the words "to close debate at a specified time, to postpone to a day certain, to commit or recommit,";

In Rule 52, by adding at the end thereof the words ", except in cases arising under Rule 6"; and

By inserting after Rule 41 the following new rule: —

"42. No matter which has been duly placed in the Orders of the Day shall be discharged therefrom, or considered out of the regular course, except by a vote of four-fifths of the members present and voting thereon."

On motion of Mr. Walker of Brookline the report was amended, in Rule 35, by striking out, in line 1, the words "of amendment of", and inserting in place thereof the words "to amend".

Mr. Brown of Brockton moved that the report be amended, in Rule 43 (as printed), by striking out, in line 2, the words "forty members", and inserting in place thereof the words "one-eighth of the members present, to be determined by the President".

Mr. Morrill of Haverhill moved that the report be amended, in Rule 43 (as printed), by striking out, in line 2, the word "forty", and inserting in place thereof the word "thirty".

After debate Mr. Brown withdrew the amendment moved by him, there being no objection.

The amendment moved by Mr. Morrill was then rejected, by a vote of 28 to 162.

Mr. Willett of Norwood moved that the report be amended, in Rule 13, by inserting after the word "Municipal", in line 18, the words "and Town"; and this amendment was rejected.

Mr. Balch of Boston moved that the report be amended, in Rule 55 (as printed), by striking out, in line 3, the number "34,"; and by adding at the end of said rule the words "Rule 34 shall not be dispensed with if ten or more members vote in the negative." These amendments were rejected.

Mr. Walker of Brookline moved that the report be amended, in Rule 47 (46, as printed), by inserting after the first sentence,

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ending with the word "debate", the words "After July 16, 1917, until final adjournment, no motion to adjourn for more than seven days at a time shall be entertained."

Pending the question on the amendment moved by Mr. Walker, Mr. Edwin U. Curtis of Boston moved that the Convention adjourn, to meet to-morrow at two o'clock P.M. This motion was adopted; and, accordingly, at nineteen minutes after four o'clock, the Convention adjourned.



# JOURNAL OF THE CONVENTION.

THURSDAY, June 14, 1917.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

## *Invitation of the Boston City Club.*

A communication, signed by the chairman of the Executive Committee of the Boston City Club, extending to the members of the Convention an invitation of the Board of Governors of said club to avail themselves of the privileges of the club house during the term of the Convention session, was read; and it was placed on file.

Privileges  
of the club  
house of  
the Boston  
City Club.

On motion of Mr. Jones of Melrose, —

Voted, That the thanks of the Convention be extended to the officials of the Boston City Club for their courtesy.

## *Compensation of Members for Travelling Expenses.*

On motion of Mr. Chandler of Somerville, —

Ordered, That the Secretary make up the pay-roll for the travelling expenses of the members of the Convention, the travel to be computed according to the table of distances established by an order of the House of Representatives adopted June 1, 1892.

Pay-roll, —  
compensation  
for travelling  
expenses.

## *Printing of Convention Documents.*

Mr. Williams of Brookline, for the committee on Rules and Procedure, who were authorized to report rules and orders for the government of the Convention, reported, in part, recommending the adoption of the following order: —

Ordered, That the Secretary cause to be printed as Convention documents such reports of committees and other papers as may be approved for printing by the President of the Convention; and that, unless it shall be otherwise ordered, one thousand copies of each document be printed.

Convention  
documents, —  
printing.

The report was read; and the order was considered under a suspension of the rule, on motion of Mr. Williams, and it was adopted.

## *Questions of Privilege.*

Mr. Wonson of Gloucester rose to a question of privilege, and stated that, on the opening day of the Convention, when the roll was called on the amendment moved by Mr. Quincy of Boston relative to the method of proceeding to the election of a President of the Convention, he was present and voted in the affirmative, but that he was not recorded.

Mr. Wonson of  
Gloucester —  
question of  
privilege.

Mr. Gleason of Andover rose to a question of privilege, and stated that, on the opening day of the Convention, when the roll was called on the election of President of the Convention, he was

Mr. Gleason of  
Andover, —  
question of  
privilege.

## JOURNAL OF THE CONVENTION,

present and voted for Hon. John L. Bates of Brookline, but that he was not recorded.

### *Ventilation of the Convention Chamber.*

On motion of Mr. Pelletier of Boston, —

*Ordered*, That the Sergeant-at-Arms be instructed to obtain the advice of an expert engineer as to the means possible for securing ventilation in the Convention Chamber, the time necessary therefor, and the expense.

### *Printing of Convention Proceedings.*

Mr. Leonard of Boston offered the following order: —

*Ordered*, That the committee on Rules and Procedure consider and report whether a method may be devised whereby proceedings and utterances deemed worthy of future reference may be printed in good readable type, and that all other material be printed in a smaller type.

After debate the order was rejected.

### *Adjournment and Hour of Meeting.*

On motion of Mr. Underhill of Somerville, —

*Voted*, That when the Convention adjourns to-day it adjourn to meet on Tuesday next at two o'clock P.M.

### *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Rules of the Convention.

The report of the committee on Rules and Procedure, submitting certain rules for the government of the Convention (see Convention Document No. 1), being the unfinished business of the last session, was considered further.

The question first came on the amendment previously moved by Mr. Walker of Brookline, that the report be amended, in Rule 47, by inserting after the first sentence, ending with the word "debate", the words "After July 16, 1917, until final adjournment, no motion to adjourn for more than seven days at a time shall be entertained."

Mr. Lummus of Lynn (Mr. Malone of Greenfield being in the chair) moved that the amendment previously moved by Mr. Walker be amended by the substitution of the following: "After July 16, 1917, until final adjournment, a motion to adjourn for more than seven days shall be placed in the Orders of the Day for the day succeeding, and shall be debatable."

Mr. Haines of Medford moved that the amendment previously moved by Mr. Walker be amended by striking out the date "July 16", and inserting in place thereof the date "June 17."

After debate the amendment moved by Mr. Haines was rejected; and the amendment moved by Mr. Lummus was rejected, by a vote of 49 to 166.

Mr. Quincy of Boston then moved that the amendment previously moved by Mr. Walker be amended by striking out the words "final adjournment", and inserting in place thereof

Convention chamber, — ventilation.

Printing of proceedings and debates, — two styles of type.

Adjournment until June 19.

THURSDAY, JUNE 14, 1917.

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the words "all amendments to the Constitution have been finally adopted for submission to the people". After debate this amendment was adopted.

Mr. Lomasney of Boston moved that the amendment previously moved by Mr. Walker, as amended, be further amended by inserting after the word "submission", the words "by the Convention".

Mr. Morrill of Haverhill moved that the amendment previously moved by Mr. Walker, as amended, be further amended by inserting after the word "people", the words "or have been rejected by the Convention". This amendment was rejected.

Mr. Clapp of Lexington moved that the amendment previously moved by Mr. Walker, as amended, be further amended by adding at the end thereof the words ", unless the proposed adjournment be until the second Monday or Tuesday next following the motion, in which case the motion may be entertained if the adjournment be for not more than ten days". This amendment was also rejected.

The amendment moved by Mr. Lomasney was then adopted.

The amendment previously moved by Mr. Walker, as amended, was then adopted, by a vote of 161 to 71.

On motion of Mr. Creamer of Lynn the report was amended, in Rule 20, by adding at the end thereof the words "The President may at any time direct the committee to report forthwith."

On motion of Mr. Luce of Waltham the report was amended, in Rule 34, by adding at the end thereof the words "Debate on motions to reconsider shall be limited to thirty minutes, and no member shall speak more than five minutes; but on a motion to reconsider a vote upon any collateral matter debate shall be limited to ten minutes, and no member shall speak more than three minutes."

The rules recommended by the committee were then adopted, as amended.

They were as follows: —

THE PRESIDENT.

1. The President shall take the chair at the hour to which the Convention is adjourned; shall call the members to order; and on the appearance of a quorum shall proceed to business.

2. He shall preserve order; may speak to points of order in preference to other members; and shall decide all questions of order, subject to an appeal to the Convention, if seconded, and no other business shall be in order until the question on the appeal shall have been decided.

3. He shall declare all votes; but if any member doubts a vote he shall order a return of the number voting in the affirmative and in the negative, without further debate. When a vote is doubted, the members for or against the question, when called by the President, shall rise and stand until counted.

4. He shall rise to put a question, or to address the Convention, but may read sitting. In all cases he may vote.

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5. He may name a member to perform the duties of the Chair, but such substitution shall not extend beyond three days.

6. If the President or the member appointed to the chair shall be absent at the hour to which the Convention is adjourned, the Secretary shall call the Convention to order and shall preside until a President pro tempore is elected, which shall be the first business.

7. When two or more members rise at once, the President shall name the member who is to speak first.

8. The President may require any motion to be reduced to writing.

9. The President shall have the general control of the Convention Chamber and galleries and the rooms adjoining. No person, excepting members, officers and attendants of the Convention, and such persons as may be invited by the Convention or by the President, shall be admitted within the bar. The chairman of the Committee of the Whole, during the sitting of such committee, shall have like powers.

### MONITORS.

10. The President shall appoint two monitors for each division, whose duty it shall be to see that the rules and orders are duly observed, and, on demand of the President, to return the number of votes or members in their respective divisions.

### SECRETARY.

11. The Secretary shall enter in the Journal of the Convention a record of its proceedings, and shall prepare a Calendar of matters in order for consideration, matters lying on the table, and such other memoranda as the Convention or the President may direct, each to be printed daily.

12. Every question of order shall be noted by the Secretary, with the decision thereon, and shall be entered at large in the Journal.

### COMMITTEES.

13. Standing committees shall be appointed as follows: —

A committee on Rules and Procedure, to consist of the President, who shall be chairman of the committee, and eighteen other members.

A committee on Bill of Rights;

A committee on The General Court;

A committee on Initiative and Referendum;

A committee on Suffrage;

A committee on State Finance;

A committee on Taxation;

A committee on Public Affairs;

A committee on Social Welfare;

A committee on Labor;

A committee on the Liquor Traffic;

A committee on Social Insurance;  
A committee on the Executive;  
A committee on State Administration;  
A committee on Municipal Government;  
A committee on County and District Government;  
A committee on Military Affairs;  
A committee on the Judiciary;  
A committee on Judicial Procedure;  
A committee on Education;  
A committee on Amendment and Codification of the Constitution;  
Each to consist of fifteen members.  
A committee on Elections, to consist of nine members.  
A committee on Contingent Expenses and Pay-Roll;  
A committee on Form and Phraseology;  
Each to consist of five members.

14. All committees shall be appointed by the President, unless otherwise ordered by the Convention, and the member first named shall be chairman.

15. No committee, except the committee on Rules and Procedure, shall sit during the sessions of the Convention or of the Committee of the Whole, except by leave of the Convention.

16. With the approval of the committee on Rules and Procedure a committee may originate, without specific reference, any proposal for amendment of the Constitution which falls within the proper province of such committee.

17. A proposal for amendment of the Constitution reported by a committee, based on a specific reference or references, shall not be open to the point of order that it contains matter not within the scope of the reference.

18. All committees appointed to consider proposals to amend the Constitution shall file their reports with the Secretary before five o'clock P.M., July 16, 1917, and such reports shall be referred by the President to the Committee of the Whole, where they shall be considered before they are acted upon by the Convention.

19. The committee on Form and Phraseology shall examine and correct the proposals to amend the Constitution which are referred to it, for the purpose of avoiding repetitions, insuring accuracy in the text, and consistency: provided, that any change in the sense or legal effect or any material change in the construction shall be reported to the Convention as an amendment.

20. Proposals to amend the Constitution in their third reading shall be referred to the committee on Form and Phraseology for examination, correction and report. When a proposal has been so referred it shall not be acted upon by the Convention until report thereon has been made by the committee. The President may at any time direct the committee to report forthwith.

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21. When the Convention determines to go into Committee of the Whole, the President shall appoint the member who shall take the chair.

22. The rules of the Convention so far as applicable shall be observed in Committee of the Whole, except that one hundred members shall constitute a quorum; it cannot refer a matter to any other committee; it cannot adjourn; a motion for the previous question or for indefinite postponement shall not be in order; the yeas and nays shall not be called; a member may speak more than once; debate on a motion to close debate at a time certain shall be limited to ten minutes and no member shall speak more than three minutes; the committee shall have the same powers as the Convention to enforce the attendance of members; the Secretary and the Sergeant-at-Arms shall be the secretary and sergeant-at-arms, respectively, of the Committee of the Whole.

23. If the Committee of the Whole reports that a proposal to amend the Constitution which has been referred to it ought not to pass, the question shall be: "Shall the proposal be rejected?". If the question on rejection is negatived, the proposal, if it has been read but once, shall go to a second reading without question; otherwise, it shall be placed in the Orders of the Day for the next session pending the question on ordering to a third reading.

24. If the Committee of the Whole reports favorably on a proposal to amend the Constitution, and if the proposal has been read but once, it shall go to a second reading without question; otherwise, it shall be placed in the Orders of the Day for the next session pending the question on ordering to a third reading.

**MEMBERS.**

25. No member shall be absent more than two days without leave of the Convention, nor absent himself from the Convention without leave unless there be a quorum without his presence. When it appears to the President that the presence of a quorum is endangered, he shall order the doors closed until the Convention takes action thereon.

26. When any member shall be guilty of a breach of any rule or order of the Convention, he may be required, on motion, to make satisfaction therefor, and shall not be allowed to vote or speak, except by way of excuse, until he has so done.

27. No member shall be permitted to stand, to the interruption of another, while any member is speaking, nor to pass unnecessarily between the President and the member speaking, nor shall any member be permitted to stand in the aisles or the area in front of the President's desk during the session of the Convention, nor to stand at the Secretary's desk during a roll call.

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28. All papers belonging to the Convention, in the possession of a member obtaining leave of absence, shall be left by him with the Secretary.

29. Every member present in the Convention when a question is put shall give his vote, unless the Convention for special reasons shall excuse him. A member desiring to be excused shall make application therefor, with a brief statement of his reasons, before a division or before the calling of the yeas and nays, and the same shall be decided without debate. The pairing of members shall not be recognized.

30. No member shall mention in debate another member by his name, but may describe him by such designation as may be intelligible and respectful.

31. Every member, when about to speak, shall rise and address the President, shall confine himself to the question under debate, and avoid personalities. No member shall speak out of his place without leave of the President.

32. No member speaking shall be interrupted by another but by rising to call to order.

33. No member shall speak more than twice on one question without first obtaining leave of the Convention, nor more than once until other members who have not spoken shall speak, if they desire it.

#### RECONSIDERATION.

34. When a vote has passed, it shall be in order for any member to move a reconsideration thereof on the same or the succeeding day, and such motion, if made on the same day, shall be placed first in the Orders of the Day succeeding, and if made on the succeeding day it shall be made before the Orders of the Day are taken up. A motion to reconsider being rejected, shall not be renewed, nor shall any subject be a second time reconsidered: provided, that a motion to reconsider a vote upon a collateral matter, shall not remove the main subject under consideration from before the Convention, but shall be considered when made. Debate on motions to reconsider shall be limited to thirty minutes, and no member shall speak more than five minutes; but on a motion to reconsider a vote upon any collateral matter debate shall be limited to ten minutes, and no member shall speak more than three minutes.

#### PROCEDURE.

35. All proposals to amend the Constitution shall embody a draft of the proposed amendment, and each proposal shall be filed by a member of the Convention with the Secretary before five o'clock P.M., June 25, 1917, and by him be submitted to the President, who shall read the proposals and, with the consent of the Convention, refer them to the appropriate committees, or to the Committee of the Whole.

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36. No proposition shall be introduced or brought before the Convention unless it relates directly to its business. This rule shall not be suspended except by vote of four-fifths of the members present and voting.

37. If any member of the Convention shall so request, any order or resolution which shall be proposed for adoption shall be postponed until the next session without question.

38. Every proposal to amend the Constitution shall be read in Convention on three several days and be referred to and reported upon by the committee on Form and Phraseology before it is engrossed.

39. Proposals to amend the Constitution shall be read by their titles only, unless the full reading is requested.

40. Proposals to amend the Constitution shall be engrossed under the direction of the President.

41. After a proposal to amend the Constitution has been engrossed it shall not be amended. The question shall be on submitting the same to the people.

42. No matter which has been duly placed in the Orders of the Day shall be discharged therefrom, or considered out of the regular course, except by vote of four-fifths of the members present and voting.

43. The unfinished business in which the Convention was engaged at the time of the last adjournment shall have precedence in the Orders of the Day, after motions to reconsider.

44. On all questions the sense of the Convention shall be taken by yeas and nays, provided forty members so require. No member shall be allowed to vote who enters the Convention after the vote is declared. The names of the members shall be called in alphabetical order.

45. After a motion is stated by the President, it shall be in possession of the Convention, and shall be disposed of by its vote; but the mover may withdraw it, unless objection is made, at any time before a decision or amendment, except a motion to reconsider, which shall not be withdrawn after the time has elapsed within which it originally could be made.

46. When a question is under debate, no motion shall be entertained but to adjourn, to lay on the table, for the previous question, to close debate at a specified time, to postpone to a day certain, to commit or recommit, to amend, or to postpone indefinitely; which several motions shall have precedence in this order.

47. A motion to adjourn shall always be in order; and that motion, or a request for the yeas and nays, shall be decided without debate. After July 16, 1917, until all amendments to the Constitution have been finally adopted for submission by the Convention to the people, no motion to adjourn for more than seven days at a time shall be entertained. On motions to lay on

the table, to take from the table, to close debate at a specified time, to postpone to a day certain, to commit or recommit, and for suspension of any rule, debate shall be limited to ten minutes, and no member shall speak more than three minutes.

48. The previous question shall be put in the following form: "Shall the main question be now put?" Debate upon the main question shall be suspended until the previous question is decided. If the previous question is ordered, the member in charge of the measure shall have not exceeding ten minutes, and the vote shall be taken forthwith upon amendments reported by a committee, upon other pending amendments, and then upon the main question.

49. On the previous question debate shall be limited to ten minutes, and no member shall speak more than three minutes, nor more than once without leave; and all incidental questions of order, arising after a motion is made for the previous question, shall be decided without debate, except on appeal, duly seconded, and on such appeal no member shall be allowed to speak more than once without leave.

50. All questions shall be put in the order in which they are moved, unless the subsequent motion be previous in its nature; except that in naming sums and fixing times the largest sum and the longest time shall be put first.

51. Any member may call for the division of a question which is in its nature divisible. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out being lost, shall neither preclude amendment nor a motion to strike out and insert.

52. No motion or proposition of a subject different from that under consideration shall be admitted under color of amendment.

53. In all elections a time shall be designated therefor at least one day previous thereto, except in cases arising under Rule 6.

54. The provisions of Chapter 3 of the Revised Laws, and acts in amendment thereof, relating to legislative counsel and agents, shall apply to counsel and agents in all matters connected with the Convention. The Sergeant-at-Arms shall have charge of the enforcement of this rule, under the direction of the President.

#### QUORUM.

55. One hundred and sixty-one members present in the Convention Chamber shall constitute a quorum for the transaction of business, but a motion to go into Committee of the Whole may be entertained whenever one hundred members are present.

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### REPEAL.

56. No rule or standing order of the Convention shall be dispensed with, altered or repealed, except by vote of two-thirds of the members present; but this rule, and rules 20, 34, 37, 52 and 55, shall not be dispensed with except by unanimous consent.

### *Submission of Constitution and Amendments.*

Mr. Hart of Cambridge offered the following order, and the consideration thereof was postponed until the next session, at the request of that member: —

*Ordered*, That the work of the Massachusetts Constitutional Convention shall take the form of a main constitution and of a series of separate amendments, to be designated by the Convention.

*Ordered*, That the main constitution shall be based upon the present constitution and the amendments now in force, with such changes in phraseology, contents and order as the Convention may deem desirable.

*Ordered*, That the main constitution and the separate amendments shall be submitted to a vote of the people in such form that the main constitution and each of the separate amendments shall be voted upon separately.

*Ordered*, That in case the main constitution should not be adopted, those separate amendments that shall be adopted each for itself, shall become amendments and parts of the present constitution.

### *Communication from the Governor.*

A communication from His Excellency the Governor, transmitting a report of the commission appointed, under chapter 28 of the general acts of the year 1917, to compile information and data for the use of the Convention, was read.

On motion of Mr. Edwin U. Curtis of Boston the communication and the accompanying report were referred to the committee on Rules and Procedure.

At fourteen minutes after four o'clock, on motion of Mr. Morton of Fall River, the Convention adjourned, to meet on Tuesday next at two o'clock P.M.

Submission to  
the people of a  
constitution  
and amend-  
ments.

Commission on  
information  
and data for  
the Conven-  
tion.





# JOURNAL OF THE CONVENTION.

TUESDAY, June 19, 1917.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by Rev. Roland D. Sawyer of Ware, a member of the Convention.

## *Appointment of Committees.*

The President announced the appointment of committees as follows: —

### COMMITTEES OF THE CONVENTION.

Appointment  
of committees.

*On Rules and Procedure.* — The President, and Messrs. Luce of Waltham, Whipple of Brookline, Parker of Lancaster, Walsh of Fitchburg, Pillsbury of Wellesley, Edwin U. Curtis of Boston, Malone of Greenfield, Walker of Brookline, Powers of Newton, Boynton of Everett, Williams of Brookline, Hall of Taunton, Quincy of Boston, Underhill of Somerville, Ross of New Bedford, Washburn of Worcester, Pelletier of Boston and Hibbard of Pittsfield.

*On Bill of Rights.* — Messrs. Edwin U. Curtis of Boston, Coolidge of Milton, Lomasney of Boston, Barnes of Weymouth, Anderson of Newton, Pelletier of Boston, Doe of Franklin, William H. Sullivan of Boston, Swig of Taunton, Walcott of Cambridge, Stoeber of Adams, Chandler of Somerville, Webster of Waltham, Callahan of Boston and Merrill of Gloucester.

*On The General Court.* — Messrs. Malone of Greenfield, Luce of Waltham, Crosby of Arlington, Giddings of Great Barrington, Kinney of Boston, Tatman of Worcester, Gaylord of South Hadley, Reidy of Boston, Moran of Fall River, Morrill of Haverhill, Fisher of Westford, Gartland of Boston, Quinn of Sharon, Smith of Provincetown and Moynihan of Boston.

*On Initiative and Referendum.* — Messrs. Cummings of Fall River, Walker of Brookline, Choate of Southborough, Whipple of Brookline, Parker of Lancaster, Powers of Newton, Hale of Boston, Driscoll of Boston, Lummus of Lynn, Coleman of Boston, Churchill of Amherst, Youngman of Boston, Sherburne of West Springfield, Harriman of New Bedford and Bailey of Newbury.

*On Suffrage.* — Messrs. Newton of Everett, Kneil of Westfield, Bennett of Saugus, Buttrick of Lancaster, Barnes of Mansfield, Webster of Haverhill, Sawyer of Ware, Aylward of Cambridge, Ferry of Northbridge, Cooney of Peabody, Martin of Holyoke, Corrigan of Natick, Hawley of Malden, Gallagher of Boston and Wing of Dartmouth.

*On State Finance.* — Messrs. Parkman of Boston, Ferrey of Pittsfield, Lowe of Fitchburg, Codman of Brookline, Collins of Amesbury, Dellinger of Wakefield, Douglass of Boston, Theller

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of New Bedford, McCaffrey of Boston, Leonard of Boston, O'Connell of Lowell, Hoitt of Lynn, Graumann of Boston, Putnam of Westfield and Finn of Chelsea.

*On Taxation.* — Messrs. Cox of Boston, Trefry of Marblehead, Adams of Concord, Feiker of Northampton, O'Connell of Boston, Lynch of Milford, Creamer of Lynn, Good of Cambridge, Flye of Holbrook, Tilton of Springfield, Fitz-Randolph of Nantucket, Shanahan of Somerville, Donoghue of Boston, Shaw of Revere and Richardson of Ayer.

*On Public Affairs.* — Messrs. Anderson of Brookline, Hobbs of Worcester, Clapp of Lexington, Frost of Lawrence, Coogan of Pittsfield, Parker of Boston, Turner of Fall River, Michelman of Boston, Fraser of Lynn, Look of Tisbury, Brooks of Worcester, James J. Brennan of Boston, Butler of Brockton, Robinson of Sturbridge and McLaud of Greenfield.

*On Social Welfare.* — Messrs. Brackett of Arlington, Kelley of Rockland, Bullock of New Bedford, Kilbon of Springfield, Glazier of Hudson, Flaherty of Boston, Weekes of Harwich, Delaney of Holyoke, Larson of Worcester, Sweet of Attleboro, Sparrell of Norwell, Buck of Billerica, Day of Winchendon, Murphy of Chelsea and Peter Daley of Lowell.

*On Labor.* — Messrs. Lowell of Newton, Boynton of Everett, Brown of Brockton, William J. Sullivan of Boston, Ross of New Bedford, Shattuck of Worcester, Brown of Springfield, Donovan of Lawrence, Shea of Cambridge, Collier of Gardner, Skerrett of Worcester, Talbot of Plymouth, Scigiano of Boston, Thompson of North Attleborough and Charbonneau of Lowell.

*On the Liquor Traffic.* — Messrs. Underhill of Somerville, Clark of Brockton, Lane of Boston, Hall of Orange, Knotts of Somerville, Bates of Boston, Barker of Fall River, Kerr of Malden, Bicknell of Weymouth, Moriarty of Boston, Bergengren of Lynn, Harding of Whitman, Mitchell of Springfield and James H. Brennan of Boston.

*On Social Insurance.* — Messrs. Washburn of Worcester, Avery of Holyoke, Gleason of Andover, Bodfish of Barnstable, Saunders of Clinton, O'Connell of Salem, Carr of Hopkinton, Wood of Cambridge, Farnsworth of Leominster, Myron of Boston, Sweeney of Attleboro, Bigney of Boston, Thompson of Beverly, Donovan of Springfield and Boucher of New Bedford.

*On the Executive.* — Messrs. Quincy of Boston, Adams of Quincy, Benton of Belmont, Lufkin of Essex, Dale of Watertown, Boyer of Lynn, Flynn of Malden, Mansfield of Boston, Granfield of Springfield, Rieutord of Southbridge, Burrell of Medford, Gates of Westborough, Nutting of Leominster, McKeon of Worcester and Love of Webster.

*On State Administration.* — Messrs. Walsh of Fitchburg, Curtiss of Hingham, Balch of Boston, Bailey of Somerville, Bosworth of Springfield, Willett of Norwood, Waterman of Williamstown,

\_\_\_\_ of \_\_\_\_, Whitehead of Fall River, Langelier of Quincy, Robbins of Chelmsford, Stearns of Cambridge, Craven of Boston, Greenwood of Lowell and Mahoney of Boston.

*On Municipal Government.* — Messrs. Hall of Taunton, Bangs of Boston, Logan of Worcester, Dutch of Winchester, Haines of Medford, Bruce of Everett, Cook of Fitchburg, Coe of Worcester, Bauer of Lynn, Brine of Somerville, Barrett of Cambridge, Besse of Newburyport, Charles P. Curtis, Jr., of Boston, Hicks of Fall River and Martin of Boston.

*On County and District Government.* — Messrs. Jones of Melrose, Keliher of Boston, Hale of Haverhill, Ballantyne of Boston, Derbyshire of Lawrence, Lyman of Easthampton, Mancovitz of Boston, Delano of Wareham, Bowen of Boston, Davis of Cambridge, Howard of Reading, Crafts of Whately, Harrington of Fall River, Lane of Dighton and Thomas R. Kelley of Boston.

*On Military Affairs.* — Messrs. Bouvé of Hingham, McCarthy of Marlborough, Wheelock of Fitchburg, Sheehan of Boston, Marshall of Worcester, Walker of New Bedford, Batchelder of Salem, Adams of Lowell, Newhall of Stoneham, Bryant of Milton Broderick of Waltham, Begley of Holyoke, Kenny of Boston, Leboeuf of Webster and Donovan of Boston.

*On the Judiciary.* — Messrs. Morton of Fall River, Williams of Brookline, Burns of Pittsfield, Montague of Boston, Dresser of Worcester, McAnarney of Quincy, Merriam of Framingham, Cusick of Boston, Wilson of Lowell, Sullivan of Salem, Stoneman of Boston, Davis of Malden, Maguire of Boston, Shea of Dalton and Costello of Boston.

*On Judicial Procedure.* — Messrs. Pillsbury of Wellesley, Hibbard of Pittsfield, French of Randolph, Kenefick of Palmer, Johnson of Worcester, Adams of Springfield, Coakley of Boston, Hutchings of Dedham, Clark of Wilmington, Hamilton of Athol, Mitchell of New Bedford, Bassett of Taunton, MacMaster of Bridgewater, Smith of Lynnfield and Murley of Boston.

*On Education.* — Messrs. Wellman of Topsfield, Wheeler of Concord, Coombs of Worcester, Winslow of Newton, Boyden of Deerfield, Cummings of North Brookfield, Linke of West Springfield, Hall of North Adams, Foss of Springfield, Whittier of Winthrop, Donnelly of Lawrence, Chase of Lynn, Luke L. Kelly of Boston, Peirce of Methuen and John W. Daly of Lowell.

*On Amendment and Codification of the Constitution.* — Messrs. Hart of Cambridge, Washburn of Middleborough, Richardson of Newton, Bolster of Boston, Sullivan of Lawrence, Thompson of Haverhill, McIsaac of Boston, Cook of Northampton, Horgan of Boston, Garland of Somerville, Doran of New Bedford, Crossley of Fall River, Coughlan of Boston, O'Connor of Chicopee and Creed of Boston.

*On Elections.* — Messrs. George of Haverhill, Dean of Fall River, Moore of Swampscott, Perry of Boston, White of North Brookfield, Green of Boston, Ray of Sutton, Timothy J. Driscoll of Boston and Peterson of Brockton.

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*On Contingent Expenses and Pay-Roll.* — Messrs. Curtis of Revere, Wonson of Gloucester, Twomey of Lawrence, Nestor of Lowell and \_\_\_\_\_ of \_\_\_\_\_.

*On Form and Phraseology.* — Messrs. Loring of Beverly, Blackmur of Quincy, Bartlett of Newburyport, Ellis of Springfield and McCormack of Boston.

### *Bulletins of Committee Hearings.*

On motion of Mr. Luce of Waltham, —

*Ordered*, That the committee on Rules and Procedure be authorized and instructed to have prepared and printed a Bulletin of Committee Hearings, containing assignments of dates for committee hearings, and a record of the action of the standing committees and the Committee of the Whole on the matters before them. Also that said committee be authorized to have prepared and printed, during the period in which committee hearings are being held, a Daily List of Committee Hearings.

Committee hearings, — bulletin and daily list.

### *Pamphlet of Members, Committees and Rules.*

On motion of Mr. Luce of Waltham, —

*Ordered*, That the Secretary be authorized to prepare a pamphlet containing a list of members of the Convention; a list of the committees; and the rules of the Convention properly rearranged for symmetry and convenience of reference; and that 1,000 copies of this pamphlet be printed.

Members, committees and rules, — pamphlet.

### *Diagram of Seats.*

On motion of Mr. Keliher of Boston, —

*Ordered*, That the Secretary cause to be prepared a diagram showing the arrangement of seats in the Convention Chamber, and furnish each member with a copy thereof.

Diagram of seating arrangement.

### *Convention Information for Other States.*

On motion of Mr. Quincy of Boston, —

*Ordered*, That the State Printers be authorized to supply copies of publications of the commission appointed to compile information and data for the Convention for the Constitutional Convention of the State of Indiana and for any other State that may apply for them; *provided*, that the same shall not entail any additional expense upon this Commonwealth.

Convention information for other states.

### *Claims for Seats in the Convention.*

A communication from Jasper N. Johnson of Medford, claiming to have been elected to membership in the Convention from the Twenty-fifth Middlesex Representative District, was read; and it was referred to the committee on Elections.

Joseph N. Johnson of Medford, — claim for a seat.

On motion of Mr. Moriarty of Boston, —

*Ordered*, That the communication from Patrick H. Jennings of Boston, claiming election as a delegate at large and petitioning

Patrick H. Jennings of Boston, — claim for a seat.

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for an examination and recount of all ballots cast for delegates at large, be taken from the files and referred to the committee on Elections.

Mr. Quincy of Boston offered the following order: —

Whereas, It appears from the returns of votes cast for delegate to the Constitutional Convention in the Fourth Suffolk Representative District that James J. Mullen, Jr., of Boston has eight hundred and forty-five (845) votes and Joseph M. Sullivan of Boston has eight hundred and forty-five (845) votes, thus resulting in a tie; it is hereby

James J.  
Mullen, Jr., and  
Joseph M.  
Sullivan, —  
seats in the  
Convention.

Ordered, That both said Mullen and Sullivan be entitled to seats in this Convention, each with one-half vote.

The same member moved that the order be referred to the committee on Elections; and this motion was adopted.

*Proposals to Amend the Constitution.*

Resolutions were severally presented and referred as follows: —

By Mr. Lomasney of Boston, Resolution to prohibit the support of institutions from public funds (Doc. No. 2). Sectarian appropriations.

To the committee on Bill of Rights.

By Mr. Adams of Quincy, Resolution relative to extending the application of the decisions of the Supreme Judicial Court as to the police power, so-called (Doc. No. 3). Police power, — court decisions.

By Mr. Sawyer of Ware, Resolution relative to the appointment of Councillors by the Governor (Doc. No. 4). Councillors, — appointment.

Severally to the committee on the Executive.

By Mr. Leonard of Boston, Resolution relative to service on certain legislative recess committees and commissions (Doc. No. 5). Legislative recess committees.

By Mr. Sawyer of Ware, Resolution relative to the apportionment of members of the General Court (Doc. No. 6). General Court, — apportionment.

Severally to the committee on The General Court.

By Mr. Walker of Brookline, Resolution to provide for establishing the initiative and referendum (Doc. No. 7). Initiative and referendum.

To the committee on Initiative and Referendum.

By Mr. Loring of Beverly, Resolution to provide for securing freedom and equality of justice in the courts of the Commonwealth to all persons (Doc. No. 8). Courts, — freedom and equality of justice.

To the committee on Judicial Procedure.

By Mr. Bigney of Boston, Resolution relative to authorizing the General Court to enact laws granting cities and towns authority to purchase and sell the necessities of life (Doc. No. 9). Necessaries of life, — public supply.

By Mr. Boynton of Everett, Resolution relative to the buying and selling of merchandise and commodities by the Commonwealth and by cities and towns (Doc. No. 10).

By Mr. Shea of Cambridge, Resolution relative to authorizing the General Court to enact laws granting authority to state and

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municipal officers to seize and sell food supplies (Doc. No. 11).

Severally to the committee on Public Affairs.

By Mr. Carr of Hopkinton, Resolution relative to the providing of non-contributory health insurance (Doc. No. 12).

By the same member, Resolution relative to the providing of non-contributory old-age pensions (Doc. No. 13).

Severally to the committee on Social Insurance.

State election, — date. By Mr. Sawyer of Ware, Resolution relative to the date for holding the annual state election (Doc. No. 14).

To the committee on Suffrage.

Income tax. By Mr. Sawyer of Ware, Resolution relative to the levying of a graduated income tax (Doc. No. 15).

Homesteads, — tax exemption. By the same member, Resolution relative to the exemption from taxation of certain real estate held and used for homestead purposes (Doc. No. 16).

Severally to the committee on Taxation.

*Submission of Constitution and Amendments.*

The following order, the consideration of which was postponed from the last session, was referred to the committee on Amendment and Codification of the Constitution, on motion of Mr. Hart of Cambridge: —

*Ordered*, That the work of the Massachusetts Constitutional Convention shall take the form of a main constitution and of a series of separate amendments, to be designated by the Convention;

*Ordered*, That the main constitution shall be based upon the present constitution and the amendments now in force, with such changes in phraseology, contents and order as the Convention may deem desirable;

*Ordered*, That the main constitution and the separate amendments shall be submitted to a vote of the people in such form that the main constitution and each of the separate amendments shall be voted upon separately;

*Ordered*, That in case the main constitution should not be adopted, those separate amendments that shall be adopted each for itself, shall become amendments and parts of the present constitution.

*Adjournment and Hour of Meeting.*

On motion of Mr. Maguire of Boston, —

*Voted*, That when the Convention adjourns to-day it adjourn to meet to-morrow at two o'clock P.M.

At twenty-six minutes before three o'clock, on motion of Mr. Bullock of New Bedford, the Convention adjourned.

Next session.







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WEDNESDAY, June 20, 1917.

Met according to adjournment, at two o'clock P.M.

The Secretary announced the temporary absence of the President, and stated that Mr. Luce of Waltham had been appointed to perform the duties of the chair.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

## *Advertisement of Committee Hearings.*

Mr. Edwin U. Curtis of Boston offered the following order: —

*Ordered*, That committee hearings be advertised in the manner provided by law for the advertisement of hearings by committees of the General Court. Committee hearings, — advertisement.

Mr. Underhill of Somerville moved that the order be referred to the committee on Rules and Procedure. After debate (Mr. Malone of Greenfield being in the chair) this motion was negatived; and the order was adopted, by a vote of 102 to 80.

## *Compensation of Members.*

On motion of Mr. Curtis of Revere (the President having taken the chair), —

*Ordered*, That the committee on Contingent Expenses and Pay-Roll determine and report to the Convention the manner in which compensation shall be paid to the members. Compensation of members, — manner of payment.

## *Printing of Revised Constitution.*

On motion of Mr. Horgan of Boston, —

*Ordered*, That there be printed, for the use of the members of the Convention and of the committee on Amendment and Codification of the Constitution, an adjusted text of the Massachusetts Constitution as prepared by the commission appointed to compile information and data for the Convention. (Doc. No. 000.) Constitution, — printing of adjusted text.

## *Information for the Voters.*

On motion of Mr. Garland of Somerville, —

*Ordered*, That the committee on Amendment and Codification of the Constitution consider the advisability of causing to be prepared, printed and mailed to the voters of the Commonwealth before the state election information relative to proposed amendments to, and codification of, the Constitution. Voters, — information relative to proposed amendments.

## JOURNAL OF THE CONVENTION,

*Proposals to Amend the Constitution.*

Codification  
of the  
Constitution.  
Id.

Id.

Sectarian  
appropriations.

Preamble of  
the Constitu-  
tion.  
Individual  
rights; public  
welfare.

Council, —  
duties of  
county com-  
missioners.

Universities, —  
equal basis.

Senate, —  
president.

General Court,  
— biennial  
sessions.

Initiative and  
referendum.

Judge and  
jurors, —  
challenge.  
Id.

Labor rights;  
injunctions in  
labor disputes.

Resolutions were severally presented and referred as follows: —

By Mr. Bolster of Boston, Resolution to provide for the codification of the Constitution after amendment (Doc. No. 17).

By Mr. Doran of New Bedford, Resolution relative to reconvening the Constitutional Convention for the purpose of codifying the Constitution (Doc. No. 18).

By Mr. Luce of Waltham, Resolution relative to rearrangement of the Constitution after the submission of proposed amendments to the people (Doc. No. 19).

Severally to the committee on Amendment and Codification of the Constitution.

By Mr. George of Haverhill, Resolution to establish religious freedom and to prevent appropriations of public moneys for the support of denominational institutions (Doc. No. 20).

By Mr. Theller of New Bedford, Resolution providing for an amendment of the preamble of the Constitution (Doc. No. 21).

By the same member, Resolution providing that the rights of individuals shall not prevent public authorities from controlling business enterprises in the interest of public welfare (Doc. No. 22).

Severally to the committee on Bill of Rights.

By Mr. Swig of Taunton, Resolution relative to giving the Council the powers and duties of county commissioners (Doc. No. 23).

To the committee on County and District Government.

By Mr. Michelman of Boston, Resolution to establish all universities in the Commonwealth on an equal basis (Doc. No. 24).

To the committee on Education.

By Mr. Barnes of Mansfield, Resolution relative to the Presidency of the Senate (Doc. No. 25).

By Mr. Michelman of Boston, Resolution relating to biennial sessions of the General Court (Doc. No. 26).

Severally to the committee on The General Court.

By Mr. Finn of Chelsea, Resolution to provide for establishing the initiative and referendum for cities and towns (Doc. No. 27).

To the committee on Initiative and Referendum.

By Mr. Swig of Taunton, Resolution relative to the challenge of judge and jurors in civil causes (Doc. No. 28).

By the same member, Resolution relative to the challenge of judge and jurors in criminal causes (Doc. No. 29).

Severally to the committee on Judicial Procedure.

By Mr. Donovan of Lawrence, Resolution that labor be held to be a personal and not a property right and that the issue of injunctions be limited in labor disputes (Doc. No. 30).

The same member moved that the resolution be referred to the committee on Labor; and this motion was negatived.

The resolution was then referred to the committee on Judicial Procedure.

By Mr. Bodfish of Barnstable, Resolution relative to capital punishment (Doc. No. 31). Capital punishment.

By Mr. Michelman of Boston, Resolution to abolish the office of notary public as an office under the Constitution (Doc. No. 32). Office of notary public.

By the same member, Resolution to abolish the office of justice of the peace as an office under the Constitution (Doc. No. 33). Office of justice of the peace.

Severally to the committee on the Judiciary.

By Mr. Swig of Taunton, Resolution relative to home rule for cities, — cities (Doc. No. 34). home rule.

To the committee on Municipal Government.

By Mr. Avery of Holyoke, Resolution relative to providing for contributory old-age insurance (Doc. No. 35). Old-age insurance.

By the same member, Resolution relative to providing for contributory unemployment insurance (Doc. No. 36). Unemployment insurance.

By the same member, Resolution relative to providing for non-contributory accident, sickness and invalid insurance (Doc. No. 37). Accident, sickness and invalid insurance.

By Mr. Bodfish of Barnstable, Resolution relative to state pensions (Doc. No. 38). State pensions.

By the same member, Resolution authorizing the Commonwealth to insure persons or property (Doc. No. 39). State insurance.

Severally to the committee on Social Insurance.

By Mr. Bailey of Somerville, Resolution providing for biennial elections of state officers, councillors and members of the General Court, and for biennial sessions of the General Court (Doc. No. 40). Biennial elections and sessions.

By Mr. McAnarney of Quincy, Resolution providing that all persons qualified to become legal voters shall register and vote at elections (Doc. No. 41). Compulsory voting.

By Mr. Sawyer of Ware, Resolution to provide for absentee voting (Doc. No. 42). Absentee voting.

Severally to the committee on Suffrage.

By Mr. Walsh of Fitchburg, Resolution relative to authorizing the Legislature to levy a graduated surtax on large incomes (Doc. No. 43). To the committee on Taxation. Tax on incomes.

#### *Printing of Journal, Commission Reports and Debates.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, who were authorized to report rules and orders for the government of the Convention, reported, in part, recommending the adoption of the following order [Mr. Underhill of Somerville dissenting]: —

*Ordered*, That the Secretary of the Convention be authorized to contract with the Wright and Potter Printing Company, at prices not exceeding those paid by the Commonwealth under its contract with said company, for the printing and publishing of not more than three thousand copies of the Journal of the Convention, in addition to the sheets furnished for daily require- Printing and distribution of permanent records of the Convention.

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ments; of not more than two thousand copies of the reports of the commission appointed to compile information and data; and of not more than three thousand copies of the Debates of the Convention;

*Ordered*, That the volume or volumes of the Debates of the Convention be confined to verbatim reports of debates in the Convention, or in Committee of the Whole, concerning proposals to revise or amend the Constitution, or questions relating to (1) the form, manner or time of submitting to the people any amendments adopted by the Convention, (2) the powers or rights of the Convention or any of its members, (3) the returns of elections of its members or the filling of vacancies in its membership, (4) the record of its proceedings or debates, or the printing or publishing of the same; together with such appendices, index and other matter as the committee on Rules and Procedure may deem it desirable to have published in such reports;

*Ordered*, That one copy of the Journal of the Convention, of the reports of the commission appointed to compile information and data, and of the debates of the Convention, be furnished to each member of the Convention; that not more than five hundred copies of the journal, commission reports and debates be distributed to libraries and for other purposes of education, or to officials; and that the remainder of the copies be sold at a price approximating the cost of paper, press-work and binding;

*Ordered*, That provision be made by the committee on Rules and Procedure for the preparation, publication, distribution and sale of the volumes herein referred to, and of such other documents or reports as may hereafter be ordered to be printed;

*Ordered*, That all motions for printing, except in the Journal or Calendar, and all motions for the purchase of publications, shall be referred to the committee on Rules and Procedure for report before final action.

The report was read, and the order was placed in the orders of the day for the next session.

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Mr. Trefry of Marblehead moved that the Convention adjourn to meet to-morrow at two o'clock P.M.; and this motion was adopted. Accordingly, at fifteen minutes before three o'clock, the Convention adjourned.

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THURSDAY, June 21, 1917.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by Bishop Edwin H. Hughes of Boston.

## *Privileges of the Social Law Library.*

A communication on behalf of the Trustees of the Social Law Library, signed by the President, offering to the members of the Convention the privileges of the library, was read; and it was placed on file.

On motion of Mr. Dutch of Winchester, —

Voted, That the thanks of the Convention be extended to the officials of the Social Law Library for their courtesy.

## *Credentials of Members of the Convention.*

A communication from Timothy L. Connolly of Boston, requesting the Convention to appoint a committee on Credentials and that opportunity be given for appearance before said committee to protest against the holding of seats by certain members of the Convention, was referred to the committee on Elections.

## *Proposals to Amend the Constitution.*

Resolutions were severally presented and referred as follows: —

By President Bates, Resolutions of the Essex South Association of Congregational Churches and Ministers remonstrating against the use of public funds for sectarian purposes, and praying the Convention to submit to the people the question of state-wide prohibition of the liquor traffic.

So much thereof as relates to sectarian appropriations, to the Committee on Bill of Rights; and

So much thereof as relates to state-wide prohibition, to the Committee on the Liquor Traffic.

By Mr. Adams of Quincy, Resolution providing for the election of members of the House of Representatives by a list system of proportional representation (Doc. No. 44).

By Mr. Donoghue of Boston, Resolution for proportional representation in the General Court (Doc. No. 45).

Severally to the committee on The General Court.

By Mr. Bassett of Taunton, Resolution for the regulation of trial by jury (Doc. No. 46).

To the committee on Judicial Procedure.

By Mr. Creamer of Lynn, Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47).

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- District attorneys, — appointment.  
Verdicts of juries.
- By Mr. Hibbard of Pittsfield, Resolution providing for the appointment of district attorneys (Doc. No. 48).  
By Mr. Johnson of Worcester, Resolution relative to verdicts of juries in civil causes (Doc. No. 49).  
Severally to the committee on the Judiciary.
- State prohibition.
- By President Bates, Resolution of the Taunton Association of Congregational Churches in favor of state prohibition as a part of the Constitution of the Commonwealth.
- Id.*
- By Mr. Bergengren of Lynn, Resolution relative to the prohibition of the manufacture, importation, sale and distribution of spirituous and intoxicating liquors within the Commonwealth of Massachusetts (Doc. No. 50).  
Severally to the committee on the Liquor Traffic.
- Necessaries of life, — public supply.
- By Mr. Brackett of Arlington, Resolution relative to empowering the General Court to authorize the taking of food stuffs, fuel and other necessities of life for sale to the inhabitants of the Commonwealth, and to the towns and cities thereof, and to authorize towns and cities to buy such necessities of life for sale to their inhabitants (Doc. No. 51).  
To the committee on Public Affairs.
- Old-age pensions.
- By Mr. Donoghue of Boston, Resolution for a special tax to provide pensions for the aged and needy (Doc. No. 52).  
To the committee on Social Insurance.
- Public advertising.
- By Mr. Richardson of Newton, Resolution to provide for the regulation of advertising in public places (Doc. No. 53).
- State fund for workmen's compensation.
- By Mr. William H. Sullivan of Boston, Resolution providing for a state fund for workmen's compensation (Doc. No. 54).  
Severally to the committee on Social Welfare.
- Office holders, — appointment to office.
- By Mr. George of Haverhill, Resolution relative to the appointment of certain public officials to public office while holding positions in the public service (Doc. No. 55).
- State officers, — appointment.
- By Mr. Stoneham of Boston, Resolution providing that the Secretary of the Commonwealth, Treasurer and Receiver-General, Auditor of the Commonwealth and Attorney-General be appointed by the Governor (Doc. No. 56).  
Severally to the committee on State Administration.
- Executive budget.
- By Mr. Theller of New Bedford, Resolution providing for an executive budget (Doc. No. 57).  
To the committee on State Finance.
- Absentee voting.
- By Mr. Parker of Lancaster, Resolution to provide for absentee voting (Doc. No. 58).  
To the committee on Suffrage.
- Corporations, — taxation.
- By Mr. Creamer of Lynn, Resolution requiring proportional taxation of the franchise value of business corporations (Doc. No. 59).
- Assessments, rates and taxes.
- By the same member, Resolution providing for striking out the requirement that all assessments, rates and taxes be proportional (Doc. No. 60).

By Mr. Good of Cambridge, Resolution providing for compensating cities and towns for loss of taxation on property of educational institutions (Doc. No. 61). Loss of taxable property, compensation.

By Mr. Parkman of Boston, Resolution relative to the levying Poll taxes of poll taxes (Doc. No. 62).

Severally to the committee on Taxation.

On motion of Mr. Kenny of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of so revising the Constitution as to give efficacy to the eleventh article of the Declaration of Rights, granting the subject a certain remedy in law, promptly and without delay. Prompt remedy in law.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The following order was considered; and after debate it was adopted, by a vote of 157 to 26: —

*Ordered*, That the Secretary of the Convention be authorized to contract with the Wright and Potter Printing Company, at prices not exceeding those paid by the Commonwealth under its contract with said company, for the printing and publishing of not more than three thousand copies of the Journal of the Convention, in addition to the sheets furnished for daily requirements; of not more than two thousand copies of the reports of the commission appointed to compile information and data; and of not more than three thousand copies of the Debates of the Convention; Printing and distribution of permanent records of the Convention.

*Ordered*, That the volume or volumes of the Debates of the Convention be confined to verbatim reports of debates in the Convention, or in Committee of the Whole, concerning proposals to revise or amend the Constitution, or questions relating to (1) the form, manner or time of submitting to the people any amendments adopted by the Convention, (2) the powers or rights of the Convention or any of its members, (3) the returns of elections of its members or the filling of vacancies in its membership, (4) the record of its proceedings or debates, or the printing or publishing of the same; together with such appendices, index and other matter as the committee on Rules and Procedure may deem it desirable to have published in such reports;

*Ordered*, That one copy of the Journal of the Convention, of the reports of the commission appointed to compile information and data, and of the debates of the Convention, be furnished to each member of the Convention; that not more than five hundred copies of the journal, commission reports and debates be distributed to libraries and for other purposes of education, or to officials; and that the remainder of the copies be sold at a price approximating the cost of paper, press-work and binding;

*Ordered*, That provision be made by the committee on Rules and Procedure for the preparation, publication, distribution and sale of the volumes herein referred to, and of such other documents or reports as may hereafter be ordered to be printed;

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*Ordered*, That all motions for printing, except in the Journal or Calendar, and all motions for the purchase of publications, shall be referred to the committee on Rules and Procedure for report before final action.

*Labor Rights and Injunctions.*

**Labor rights:  
injunctions in  
labor disputes.**

Mr. Donovan of Lawrence moved that the committee on Judicial Procedure be discharged from the further consideration of the Resolution that labor be held to be a personal and not a property right and that the issue of injunctions be limited in labor disputes (Doc. No. 30), and that the resolution be referred to the committee on Labor. After debate this motion was adopted, by a vote of 99 to 91.

Subsequently, Mr. Buttrick of Lancaster moved that the vote be reconsidered; and this motion, under the rule, was placed in the orders of the day for the next session.

*Adjournment and Hour of Meeting.*

On motion of Mr. Luce of Waltham, —

*Voted*, That when the Convention adjourns to-day it be to meet on Monday next at ten o'clock A.M.

At three o'clock, on motion of Mr. Washburn of Middleborough, the Convention adjourned.

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MONDAY, June 25, 1917.

Met according to adjournment, at ten o'clock A.M.

Prayer was offered by Rev. Daniel W. Waldron of Boston, Chaplain of the Massachusetts House of Representatives.

## *Reception of the Italian War Mission.*

On motion of Mr. Washburn of Worcester, —

*Ordered*, That a committee of eleven members be appointed to wait upon His Excellency the Governor, and upon His Royal Highness the Prince of Udine and his distinguished colleagues of the Italian War Mission, and inform them that the Massachusetts Constitutional Convention is now in session and requests the pleasure and the honor of their presence. The Italian War Mission.

The President appointed as the committee Messrs. Washburn of Worcester, Morton of Fall River, White of North Brookfield, Scigliano of Boston, Curtis of Revere, Michelman of Boston, Bosworth of Springfield, Lufkin of Essex, Chandler of Somerville, Shea of Cambridge and Washburn of Middleborough; and they proceeded to the discharge of their duty under escort of the Sergeant-at-Arms.

Soon afterwards Mr. Washburn, for the committee, reported that they had attended to the duty assigned them, and that his Excellency, His Royal Highness, and other guests would attend upon the convention forthwith.

Thereupon His Excellency the Governor, His Royal Highness, Prince Udine, and other members of the Italian War Mission, accompanied by various civil and military officers, entered the Convention Chamber, under escort of the Sergeant-at-Arms.

The President of the Convention then introduced His Excellency; and, after remarks by His Excellency and the President, response was made by His Royal Highness the Prince of Udine and by Marquis Borsarelli di Riffreddo, Under Secretary of State. His Excellency, His Royal Highness and other guests then withdrew.

Recess was then taken until half-past eleven o'clock, on motion of Mr. George of Haverhill, that the members might proceed to Memorial Hall to greet in person the distinguished guests.

## *Proposals to Amend the Constitution.*

Resolutions and petitions were severally presented and referred as follows: —

By Mr. Richardson of Newton, Resolution providing for future constitutional conventions (Doc. No. 63). Future conventions.

By Mr. Ross of New Bedford, Resolution relative to the method of amending the Constitution (Doc. No. 64). Amending the Constitution.

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**Amending the Constitution.**

By Mr. Washburn of Middleborough, Resolution relative to the future amendment and revision of the Constitution (Doc. No. 65).

Severally to the committee on Amendment and Codification of the Constitution.

**Sectarian appropriations.**

**Id.**

By Mr. Anderson of Newton, Resolution to prohibit the support of sectarian institutions from public funds (Doc. No. 66).

By the same member, petitions of Frank J. Batcheller and others and Frederick L. Anderson and others, severally in aid of the Resolution (Doc. No. 66) to prohibit the support of sectarian institutions from public funds.

By Mr. George of Haverhill, Resolution to prevent the granting of special privileges and creating class distinction among the people of this Commonwealth (Doc. No. 67).

By Mr. Kenny of Boston, Resolution to prohibit discrimination on account of sex in connection with business and professions (Doc. No. 68).

By Mr. Walcott of Cambridge, Resolution relative to removing privilege of accused to stand mute (Doc. No. 69).

By the same member, Resolution relative to removing privilege of accused to stand mute without comment by court, jury or counsel (Doc. No. 70).

Severally to the committee on Bill of Rights.

**County officials, — manner of choice.**

By Mr. Bartlett of Newburyport, Resolution relative to the manner of choice of district attorneys, clerks of courts, registers of probate and sheriffs (Doc. No. 71).

To the committee on County and District Government.

**School teachers, — leave of absence.**

By Mr. Hobbs of Worcester, Resolution relative to leave of absence with pay for teachers in the public schools (Doc. No. 72).

**Literature, learning and physical education.**

By Mr. Maguire of Boston, Resolution relative to the encouragement of literature and learning and physical education (Doc. No. 73).

Severally to the committee on Education.

**Powers of Governor in case of vacancies.**

By Mr. Brackett of Arlington, Resolution to provide for the exercise of the powers of the Governor in case that office and the office of Lieutenant-Governor shall both become vacant (Doc. No. 74).

**Public officials, — removal.**

By Mr. Maguire of Boston, Resolution relative to empowering the Governor to remove from office certain officials elected by the people (Doc. No. 75).

**Appropriation bills, — veto of items.**

By Mr. McCaffrey of Boston, Resolution relative to empowering the Governor to veto items in appropriation bills (Doc. No. 76).

**Pardoning power.**

By Mr. Murley of Boston, Resolution vesting the pardoning power in the Governor (Doc. No. 77).

**Executive, — concentration of powers.**

By Mr. Newton of Everett, Resolution to provide for the concentration of the powers and responsibility of the executive in the supreme executive magistrate (Doc. No. 78).

Severally to the committee on the Executive.

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By Mr. James H. Brennan of Boston, Resolution to provide General Court,  
that the apportionment of Representatives be based upon popu- — membership.  
lation (Doc. No. 79).

By the same member, Resolution to provide that the appor- Id.  
tionment of Senators be based upon population (Doc. No. 80).

By Mr. Day of Winchendon, Resolution relative to the estab- Id.  
lishment of districts for the election of Representatives to the  
General Court (Doc. No. 81).

By Mr. George of Haverhill, Resolution defining the power and General Court,  
authority of the General Court (Doc. No. 82). — authority.

By Mr. Luce of Waltham, Resolution relative to adjourn- General Court,  
ments of the General Court (Doc. No. 83). — adjourn-  
ments.

By Mr. Lufkin of Essex, Resolution providing that the Lieu- Senate, —  
tenant-Governor shall preside over the Senate (Doc. No. 84). presidency.

By Mr. Mancovitz of Boston, Resolution relative to the appor- General Court,  
tionment of members of the General Court (Doc. No. 85). — membership.

By Mr. Sheehan of Boston, Resolution vesting in the Governor General Court,  
the right to adjourn or prorogue the General Court (Doc. No. 86). — adjourn-  
ment.

Severally to the committee on The General Court.

By Mr. Lyman of Easthampton, Resolution providing for General Court,  
limited sessions of the General Court and biennial elections of — limited  
members thereof (Doc. No. 87): sessions and  
biennial elec-  
tions.

So much thereof as relates to limited sessions of the General Court, to the committee on The General Court; and

So much thereof as relates to biennial elections of members thereof, to the committee on Suffrage.

By Mr. Bartlett of Newburyport, Resolution providing for Acts and re-  
solves, — refer-  
endum by the General Court of acts and resolves and parts thereof (Doc. No. 88).

To the committee on Initiative and Referendum.

By Mr. Martin of Holyoke, Resolution relative to the pay- Acquittals, —  
ment of costs to those acquitted of the charge of crime (Doc. No. 89). payment of  
costs.

By Mr. Murley of Boston, Resolution relative to statements by persons accused of crimes or offenses (Doc. No. 90).

Accused  
persons, —  
statements.

Severally to the committee on Judicial Procedure.

By Mr. William H. Sullivan of Boston, Resolution relative to the salaries of judicial officers (Doc. No. 91).

Judicial  
officers, —  
salaries.

By Mr. Brackett of Arlington, Resolution authorizing the appointment of women to the offices of justices of the peace and notary public (Doc. No. 92).

Women as  
justices and  
notaries.

By Mr. Buttrick of Lancaster, Resolution to provide for the submission to the people of amendment or amendments to the Constitution of the United States before any action can be taken thereon by the General Court (Doc. No. 93).

United States  
Constitution, —  
amendment.

By Mr. Donovan of Springfield, Resolution relative to the right of the Commonwealth to take or to authorize the taking of land by eminent domain (Doc. No. 94).

Taking of land  
by eminent  
domain.

By the same member, Resolution relative to the election of judges, —  
judges (Doc. No. 95).

## JOURNAL OF THE CONVENTION,

Judges, —  
appointment,  
etc.

By Mr. Merriam of Framingham, Resolution providing for the appointment, removal and retirement of judges and their tenure of office (Doc. No. 96).

Judiciary, —  
authority.

By Mr. Stoeber of Adams, Resolution to prohibit the judiciary from nullifying or suspending laws (Doc. No. 97).

Severally to the committee on the Judiciary.

Intoxicating  
liquors, —  
prohibition.

By Mr. Newton of Everett, Resolution relative to the prohibition of the manufacture, sale, keeping for sale, importation, transportation and exportation of intoxicating liquors (Doc. No. 98).

To the committee on the Liquor Traffic.

Municipal  
home rule.

By Mr. Creamer of Lynn, Resolution providing for home rule for cities and towns (Doc. No. 99).

*Id.*

By Mr. Harriman of New Bedford, Resolution to provide for a larger measure of home rule for cities and towns (Doc. No. 100).

Severally to the committee on Municipal Government.

Public utilities,  
— local owner-  
ship.

By Mr. Boucher of New Bedford, Resolution relative to empowering cities and towns to acquire, own and operate public utilities (Doc. No. 101).

Slaughter  
houses and  
warehouses.

By Mr. Creamer of Lynn, Resolution empowering cities and towns to establish and maintain slaughter houses and cold storage warehouses (Doc. No. 102).

Grants, fran-  
chises, privi-  
leges, etc.

By Mr. Delaney of Holyoke, Resolution relative to the revocation or alteration of grants, franchises, privileges or immunities (Doc. No. 103).

Fuel and ice.

By the same member, Resolution relative to the production, manufacture or purchase and sale of fuel and ice (Doc. No. 104).

Special  
privileges.

By Mr. Michelman of Boston, Resolution relative to prohibiting the granting of special privileges to individuals, corporations or associations (Doc. No. 105).

Cold storage,  
— publicity.

By Mr. Sheehan of Boston, Resolution requiring publicity as to food kept in cold storage (Doc. No. 106).

Severally to the committee on Public Affairs.

Social  
insurance.

By Mr. Donovan of Springfield, Resolution to provide for social insurance by the Commonwealth (Doc. No. 107).

State fire  
insurance.

By Mr. Finn of Chelsea, Resolution relative to creating a state fire insurance fund (Doc. No. 108).

Compulsory  
insurance of  
employees.  
Employees, —  
state insurance.

By Mr. William H. Sullivan of Boston, Resolution authorizing compulsory insurance of employees (Doc. No. 109).

By Mr. Wonson of Gloucester, Resolution authorizing state insurance of workers against accident, sickness, invalidity, old age and unemployment (Doc. No. 110).

Compulsory  
death benefits.

By the same member, Resolution providing for compulsory death benefits for dependents of persons engaged in the public service in times of war and national and state emergency and of persons engaged in hazardous employments at all times (Doc. No. 111).

Employees, —  
health and  
safety.

By the same member, Resolution giving the General Court power to enact laws for the protection of the lives, health or safety of workers (Doc. No. 112).

By Mr. Finn of Chelsea, Resolution relative to creating a Workmen's compensation, state fund for workmen's compensation insurance (Doc. No. 113). — state fund.  
Severally to the committee on Social Insurance.

By Mr. Ross of New Bedford, Resolution authorizing cities Homes for citizens. and towns to take land for providing homes for citizens (Doc. No. 114).

By Mr. Walker of Brookline, Resolution relative to the protection and welfare of employees (Doc. No. 115). Employees, — welfare.

By Mr. Wonson of Gloucester, Resolution extending the purposes for which the Commonwealth may take land (Doc. No. 116). Taking of land.

By the same member, Resolution authorizing the General Court to enact laws to promote the health, safety, morals or welfare of the people (Doc. No. 117). Public welfare.

Severally to the committee on Social Welfare.

By Mr. Bartlett of Newburyport, Resolution relative to the manner of choice of Secretary of the Commonwealth, Treasurer and Receiver-General, Auditor of the Commonwealth and Attorney-General (Doc. No. 118). State officers, — manner of choice.

By Mr. Fitz-Randolph of Nantucket, Resolution relative to the incompatibility of offices (Doc. No. 119). Incompatibility of offices.

By Mr. Harriman of New Bedford, Resolution to provide for efficient government through co-ordination of the various departments (Doc. No. 120). Co-ordination of departments.

By Mr. Morrill of Haverhill, Resolution authorizing the General Court to pass laws providing for the recall of state and county officers (Doc. No. 121). State and county officers, — recall.

By Mr. Waterman of Williamstown, Resolution providing for a supervising secretary of all state commissions, to be appointed by the Governor (Doc. No. 122). State commissions, — supervising secretary.

By Mr. Wonson of Gloucester, Resolution relative to legislative regulation of natural resources (Doc. No. 123). Natural resources, — regulation.

Severally to the committee on State Administration.

By Mr. Parkman of Boston, Resolution relative to establishing a restriction of state debt (Doc. No. 124). State debt, — restriction.

To the committee on State Finance.

By Mr. Bailey of Newbury, Resolution empowering the General Court to provide by law for absent voting (Doc. No. 125). Absent voting.

By Mr. Churchill of Amherst, Resolution to provide for biennial elections of state officers, councillors and members of the General Court (Doc. No. 126). Biennial elections.

By Mr. Harriman of New Bedford, Resolution reducing the length of time required as a qualification for registration and voting (Doc. No. 127). Qualification for voting.

By the same member, Resolution making aliens who have declared their intention of becoming citizens qualified to vote (Doc. No. 128). Id.

By Mr. Maguire of Boston, Resolution relative to ascertaining the qualifications of candidates for offices to be voted for by the people (Doc. No. 129). Qualifications of candidates.

## JOURNAL OF THE CONVENTION,

**Equal suffrage.**

By Mr. Washburn of Worcester, Resolution providing for equal suffrage for men and women (Doc. No. 130).

Severally to the committee on Suffrage.

**Taxing power.**

By Mr. Creamer of Lynn, Resolution to remove restrictions upon the taxing power of the General Court (Doc. No. 131).

**State and municipal revenues.**

By Mr. Newton of Everett, Resolution providing for the complete separation of the revenues and expenditures of the Commonwealth from those of the cities and towns (Doc. No. 132).

Severally to the committee on Taxation.

**Intoxicating liquors, — prohibition.**

A communication from the Norfolk Association of Congregational Churches, urging the adoption of an amendment of the Constitution prohibiting the manufacture and sale of intoxicating liquors, was referred to the committee on the Liquor Traffic.

*Library of the Massachusetts Historical Society.*

**Privileges of the library of the Massachusetts Historical Society.**

A communication, signed by the corresponding secretary, placing the Library of the Massachusetts Historical Society at the service of the members of the Convention, was read; and it was placed on file.

On motion of Mr. Pillsbury of Wellesley, —

*Voted*, That the thanks of the Convention be extended to the officials of the Massachusetts Historical Society for their courtesy.

*Compensation of Officials and their Assistants.*

On motion of Mr. Curtis of Revere, —

**Secretaries, Sergeant-at-Arms and their assistants, — compensation.**

*Ordered*, That the committee on Contingent Expenses and Pay-Roll determine, and report to the Convention for its action, the compensation for services to be paid the secretaries and the Sergeant-at-Arms, and such assistants in their respective departments as have been approved by the committee on Rules and Procedure.

*Bulletins on Compulsory and Absentee Voting.*

The following order, offered by Mr. Newton of Everett, was referred, under the provisions of an order adopted on June 21, to the committee on Rules and Procedure: —

**Compulsory voting and absentee voting, — printing of bulletins.**

*Ordered*, That the bulletins on compulsory voting and absentee voting, prepared by the commission appointed to compile information and data for the Convention, be printed as a convention document.

*Compensation of Members.*

**Compensation of members, — monthly payments.**

Mr. Curtis of Revere, for the committee on Contingent Expenses and Pay-Roll, who were instructed by an order adopted on June 20 to determine and report the manner in which compensation shall be paid to the members, reported recommending that each member of the Convention be entitled to be paid one hundred dollars, on account, at the end of each month; but

that such monthly payments shall not exceed in the aggregate the compensation of the member as authorized by the Convention.

The report was read; and it was placed in the Orders of the Day for the next session.

*Vacancy in the Fourth Suffolk District.*

Mr. Dean of Fall River, for the committee on Elections, to whom was referred the order providing for giving James J. Mullen, Jr., of Boston, and Joseph M. Sullivan of Boston, seats in the Convention, each with one-half vote, reported certain findings based upon an examination and recount of the ballots cast in the Fourth Suffolk Representative District, and recommended the adoption of the following resolution: —

Fourth Suffolk  
Representative  
District, —  
vacancy.

*Resolved*, That Joseph M. Sullivan of Boston be declared a duly elected member of the Constitutional Convention from the Fourth Suffolk Representative District.

The report (Doc. No. 133) was read; and the resolution was placed in the Orders of the Day for the next session.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The motion that the vote be reconsidered by which the Convention, on Thursday last, adopted the motion of Mr. Donovan of Lawrence, that the committee on Judicial Procedure be discharged from the further consideration of the Resolution that labor be held to be a personal and not a property right and that the issue of injunctions be limited in labor disputes (Doc. No. 30), and that the resolution be referred to the committee on Labor, — was considered; and after debate it was adopted.

Labor rights;  
issue of  
injunctions.

Pending the recurring question Mr. Lowell of Newton moved that the motion of Mr. Donovan be amended by adding at the end thereof the words "and afterward to the committee on Judicial Procedure."

The President stated that the motion was not in order at the present time, but that a motion which would accomplish the same object could be made at a later stage in the proceedings on this matter.

Mr. Blackmur of Quincy moved that the motion of Mr. Donovan be amended by striking out, at the end thereof, the words "committee on Labor," and inserting in place thereof the words "committees on Labor and Judicial Procedure, sitting jointly."

After debate the question was put, and 125 members voted in the affirmative and 92 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Donovan; and the roll having been called it appeared that 131 members had voted in the affirmative and 115 in the negative, as follows: —

## JOURNAL OF THE CONVENTION,

## YEAS.

Messrs. Anderson, Frederick L.	Messrs. Hicks, George H.
Anderson, George W.	Hobbs, Clarence W., Jr.
Bailey, Charles O.	Hoitt, Augustus J.
Bailey, J. Warren	Howard, Charles P.
Ballantyne, John	Hutchings, Henry M.
Bangs, Francis R.	Johnson, Charles R.
Barker, Warren S.	Kelley, George W.
Bartlett, Horace I.	Kenefick, Thomas W.
Bassett, Edmund	Kerr, Alexander
Batchelder, Albert W.	Lane, Daniel W.
Bergengren, Roy F.	Lane, Dwight F.
Besse, Harold A.	Langelier, Louis F. R.
Blackmun, Paul R.	Leboeuf, Telesphore
Bodfish, John D. W.	Look, William J.
Bolster, Percy G.	Loring, Augustus P.
Bosworth, Henry H.	Lowe, Arthur H.
Bouvé, Walter L.	Luce, Robert
Boyer, Elmer E.	Lufkin, Willfred W.
Brackett, John Q. A.	Lummus, Henry T.
Brine, Henry C.	Lynch, John C.
Bryant, Lincoln	MacMaster, Edward A.
Buck, Maurice A.	McAnarney, John W.
Burrell, Fred J.	McCaffrey, George H., Jr.
Buttrick, Allan G.	Merriam, John M.
Chandler, Leonard B.	Mitchell, Charles
Charbonneau, Henry V.	Montague, David T.
Clapp, Robert P.	Morton, James M.
Clark, Chester W.	Murphy, John L.
Codman, James M., Jr.	Newton, H. Huestis
Coe, S. Hamilton	Nutting, Edward H.
Coleman, George W.	Parker, George S.
Cook, Rufus H.	Parker, Herbert
Coolidge, Louis A.	Parkman, Henry
Coombs, Zelotes W.	Peirce, Albion G.
Cox, Guy W.	Pillsbury, Albert E.
Crafts, Lyman A.	Richardson, Edward A.
Crosby, J. Howell	Richardson, James P.
Crossley, William Cyril	Robbins, Edward J.
Cummings, Herbert E.	Saunders, Amos T.
Curtis, Arthur B.	Shattuck, Josiah B.
Curtis, Edwin U.	Shea, John M.
Dale, George H.	Smith, Rutherford E.
Davis, Elbridge G.	Stoneman, David
Doe, Orestes T.	Sullivan, Edmund G.
Dresser, Frank F.	Sweeney, Edward A.
Dutch, Charles Frederick	Sweet, Joseph L.
Farnsworth, Frank S.	Swig, Louis
Ferry, James R.	Thompson, Hubert C.
Fitz-Randolph, Reginald T.	Thompson, John L.
Fraser, Eugene B.	Tilton, Rufus H.
Garland, Francis P.	Trefry, William D. T.
Gates, Joseph S.	Turner, Joseph
Gaylord, Henry E.	Underhill, Charles L.
George, Samuel W.	Walcott, Robert
Gleason, Nesbit G.	Washburn, Albert H.
Greenwood, Hamlet S.	Washburn, Charles G.
Hale, Edward R.	Waterman, George B.
Hall, Elisha S.	Webster, Francis E.
Hall, Frederick S.	Wellman, Arthur Holbrook
Hall, Isaac Freeman	Wheeler, William
Hawley, Truman R.	White, John A.
Hibbard, Charles E.	Whittier, Eugene P.

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**Messrs.** Willett, George Franklin  
Williams, Fred Homer  
Wing, Herbert

**Messrs.** Winslow, Guy M.  
Wood, Charles J.  
Youngman, William S.

**NAYS.**

**Messrs.** Adams, Smith J.  
Aylward, James F.  
Barnes, Clarence A.  
Bauer, Ralph S.  
Begley, John S.  
Boucher, Joseph Zoel  
Bowen, Patrick  
Boynton, Thomas J.  
Brennan, James H.  
Brennan, James J.  
Broderick, Patrick S.  
Brown, E. Gerry  
Brown, Samuel F.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Collier, David R.  
Cooney, Charles P.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Craven, John H.  
Creamer, Walter H.  
Creed, James F.  
Curtis, Charles P., Jr.  
Daley, Peter  
Daly, John W.  
Davis, William R.  
Day, Charles M.  
Dean, Robert A.  
Delaney, Louis F.  
Delano, Robert T.  
Dellinger, Raymond P.  
Derbyshire, James H.  
Donovan, Daniel R.  
Donovan, James A.  
Donovan, Thomas F.  
Douglass, John J.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Flaherty, William  
Flye, Louis Edwin  
Foss, George H.  
Frost, Archie N.  
Gallagher, Daniel J.  
Gartland, John J.  
Glazier, Frederick P.  
Good, John P.  
Granfield, William J.  
Graumann, John  
Green, Thomas H.  
Hale, Matthew  
Harding, Clarence W.  
Harriman, Arthur N.  
Harrington, Patrick H.  
Hart, Albert Bushnell  
Horgan, Francis J.

**Messrs.** Keliher, John A.  
Kelly, Luke L.  
Kenny, Herbert A.  
Knotts, J. Franklin  
Larson, Charles G.  
Leonard, Joseph J.  
Linke, Fred R.  
Lomasney, Martin M.  
Love, Joseph A.  
Lowell, James A.  
Lyman, Frank E.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
Manfield, John J.  
Marshall, Daniel J.  
Martin, Daniel A.  
Martin, Martin L.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
McLaud, Abner S.  
Merrill, George Frye  
Michelman, Joseph  
Mitchell, John  
Moore, Charles D. C.  
Moran, William  
Moriarty, James T.  
Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
O'Connell, John J.  
Perry, Augustus W.  
Peterson, Patrick  
Quinn, Timothy F.  
Ray, Herbert L.  
Rieutord, Louis O.  
Scigliano, Alfred P.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Skerrett, Mark N.  
Sparrell, Ernest H.  
Sullivan, Michael A.  
Sullivan, William H.  
Talbot, Harry R.  
Theller, Ralph L.  
Thompson, Edward  
Walker, George  
Walker, Joseph  
Wonson, Carlton W.

130 yeas; 115 nays.

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Therefore the amendment moved by Mr. Blackmur was adopted. The motion of Mr. Donovan, as thus amended, was then adopted; and, accordingly, the resolution was referred to the committees on Labor and Judicial Procedure, sitting jointly.

*Changes in Membership of Committees.*

Committees on  
Municipal  
Government  
and State  
Administration, — changes  
in membership.

The President announced that Mr. Charles F. Dutch of Winchester had been excused, at his own request, from serving on the committee on Municipal Government; and that he had been appointed to fill the vacancy in the membership of the committee on State Administration.

*Adjournment and Hour of Meeting.*

On motion of Mr. Hibbard of Pittsfield, —

Next session.  
*Voted*, That when the Convention adjourns to-day it adjourn to meet to-morrow at two o'clock P.M.

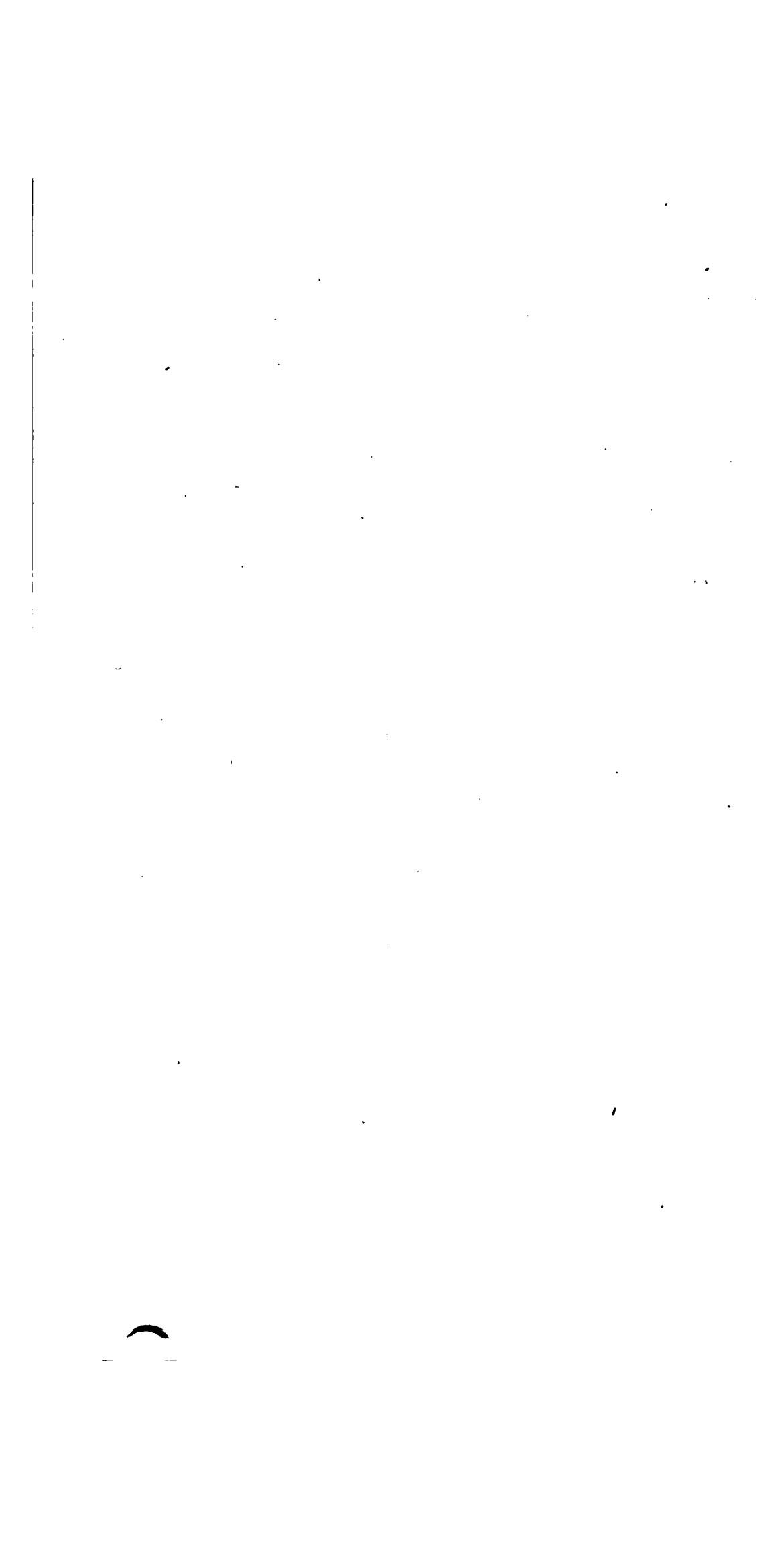
  
*Death of a Member-Elect.*

Death of  
member-elect  
Walter F.  
Russell.

Mr. E. Gerry Brown of Brockton announced the death, on Friday, June 22, of his colleague, Mr. Walter F. Russell of Brockton, member-elect from the Tenth Plymouth Representative District. The President stated that the announcement was received with deep regret.

Mr. Brown then moved that, as a mark of respect, the Convention adjourn; and this motion was unanimously adopted. Accordingly, at fifteen minutes before one o'clock, the Convention adjourned, to meet to-morrow at two o'clock P.M.





# JOURNAL OF THE CONVENTION.

TUESDAY, June 26, 1917.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by Rev. Francis E. Webster of Waltham, a member of the Convention.

## *Question of Privilege.*

Mr. Chase of Lynn rose to a question of privilege, and stated Mr. Chase of that, when the roll was called, yesterday, on the question on Lynn, —  
the amendment moved by Mr. Blackmur of Quincy to the recurring motion of Mr. Donovan of Lawrence, he was present and  
voted in the affirmative; but that he was not recorded. question of privilege.

## *Adjournment to Tuesday, July 10.*

On motion of Mr. Hibbard of Pittsfield, —

*Ordered*, That when the Convention adjourns to-day it adjourn to meet on Tuesday, July 10, at two o'clock P.M. to July 10.

## *Conflicting References to Committees.*

On motion of Mr. Quincy of Boston, —

*Ordered*, That the committee on Rules and Procedure be instructed to report to the Convention what action should be taken Conflicting committee references.  
to avoid consideration of the same subject by two or more different committees under conflicting references.

## *Facilities for Typewriting.*

Mr. Good of Cambridge offered the following order: —

*Ordered*, That the committee on Rules and Procedure be requested and authorized to provide facilities for typewriting for the use of members of the Convention. Facilities for typewriting.

After debate the order was referred to the committee on Contingent Expenses and Pay-Roll, on motion of Mr. Curtis of Revere.

## *Bulletins on Compulsory and Absentee Voting.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, to whom was referred the order, offered by Mr. Newton of Everett on June 25, providing for printing as a convention document bulletins on compulsory voting and absentee voting, reported that the same ought to be adopted in a new draft, as follows: —

*Ordered*, That five hundred copies of the bulletins on "Compulsory Voting" and "Absentee Voting", prepared by the com-

## JOURNAL OF THE CONVENTION,

mission appointed to compile information and data for the Convention, be printed.

The report was read; and the order was considered forthwith under a suspension of the rule, on motion of Mr. Newton, and it was adopted.

### *Change in a Committee Reference.*

**District attorneys, — appointment.**

Mr. Jones of Melrose moved that the committee on the Judiciary be discharged from the further consideration of the Resolution providing for the appointment of district attorneys (Doc. No. 48), and that the resolution be referred to the committee on County and District Government; and the motion was adopted.

### *Proposals to Amend the Constitution.*

Resolutions and petitions, which had been filed with the Secretary before five o'clock p.m., June 25, were severally presented and referred as follows: —

**Referendum on amendments.** By Mr. Dean of Fall River, Resolution to provide for the direct adoption of constitutional amendments by referendum to the people (Doc. No. 134).

**Specific amendments.** By Mr. Donnelly of Lawrence, Resolution relative to specific amendments of the Constitution (Doc. No. 135).

**Form of amendments.** By Mr. Hart of Cambridge, Resolution relative to the form of amendments to the Constitution (Doc. No. 136).

**Id.**

By Mr. Sullivan of Lawrence, Resolution relative to the form of amendments of the Constitution (Doc. No. 137).

**General Court, — passing of amendments.** By Mr. McCormack of Boston, Resolution relative to amendments of the Constitution passed by the General Court (Doc. No. 138).

**Future revisions and amendments.** By Mr. Horgan of Boston, Resolution to provide for future revisions and amendments of the Constitution (Doc. No. 139).

**Future constitutional conventions.** By Mr. Sullivan of Lawrence, Resolution relative to the calling and holding of future constitutional conventions (Doc. No. 140).

**Id.**

By Mr. Twomey of Lawrence, Resolution providing for the holding of a constitutional convention in the year nineteen hundred and forty-two (Doc. No. 141).

Severally to the committee on Amendment and Codification of the Constitution.

**Property for public purposes.** By Mr. Bicknell of Weymouth, Resolution relative to the use of private property for public purposes (Doc. No. 142).

**Law of the land.** By Mr. Burns of Pittsfield, Resolution relative to the law of the land (Doc. No. 143).

**Preamble.**

By Mr. Edwin U. Curtis of Boston, petition of J. M. Foster, accompanied by Resolution relative to the preamble to the Constitution (Doc. No. 144).

**Sectarian appropriations.**

By Mr. Anderson of Newton, petitions of the Calvary Baptist Church of Haverhill and the First Baptist Church in Newton, severally in aid of the Resolution (Doc. No. 66) to prohibit the support of sectarian institutions from public funds.

**Id.**

By Mr. Clark of Wilmington, petition of the Worthen Street Baptist Church of Lowell in aid of the Resolution (Doc. No. 66) to prohibit the support of sectarian institutions from public funds.

and against the Resolution (Doc. No. 2) to prohibit the support of institutions from public funds.

By Mr. Glazier of Hudson, Resolution relative to appropriations for sectarian purposes (Doc. No. 145). Sectarian appropriations.

By Mr. Brown of Brockton, Resolution relative to the right to labor and to enjoy the fruits thereof (Doc. No. 146). Right to labor.

By the same member, Resolution providing that the enumeration of rights shall not impair or deny other rights of the people (Doc. No. 147). Rights of the people.

By Mr. Donnelly of Lawrence, Resolution relative to appropriations for vocational, trade and textile schools (Doc. No. 148). Educational appropriations.

By Mr. Donovan of Boston, Resolution relative to the liberty of speech and of the press and of all important recognized media of thought transmission utilized to effect public opinion (Doc. No. 149). Liberty of speech and of the press.

By Mr. Harriman of New Bedford, Resolution providing for a clearer declaration of certain rights of working men and women (Doc. No. 150). Rights of workers.

By Mr. McKeon of Worcester, Resolution relative to the right of trial by jury (Doc. No. 151). Trial by jury.

By Mr. Powers of Newton, petition of Frank Ernest Woodward and others, accompanied by Resolution providing for the recognition in the Bill of Rights of the Golden Rule as an indispensable element of the social and civic welfare of the people (Doc. No. 152). Recognition of the Golden Rule.

By Mr. Stearns of Cambridge, Resolution relative to the free exercise of religion (Doc. No. 153). Free exercise of religion.

Severally to the committee on Bill of Rights.

By Mr. Codman of Brookline, Resolution relative to appointment by the Governor of certain county officials (Doc. No. 154). County officials, — appointment.

By the same member, Resolution relative to abolishing the office of county commissioner (Doc. No. 155). County commissioner, — abolition.

By Mr. Lynch of Milford, Resolution relative to the abolition of the office of county commissioner (Doc. No. 156). Id.

Severally to the committee on County and District Government.

By Mr. Hall of North Adams, Resolution relative to the organization and support of the system of public schools (Doc. No. 157). Public schools, — organization and support.

By Mr. Powers of Newton, petition of George Hale Nutting and others, accompanied by Resolution providing for training in the duties of citizenship in all public schools, and defining the duties of citizenship (Doc. No. 158). Duties of citizenship.

Severally to the committee on Education.

By Mr. Delaney of Holyoke, Resolution relative to abolishing the veto power of the Governor (Doc. No. 159). Governor, — veto power.

By Mr. Howard of Reading, Resolution to provide for a pardon board and pardon juries (Doc. No. 160). Pardon board and juries.

By the same member, Resolution relative to the appointment of the Attorney-General by the Governor and of the district attorneys by the Attorney-General (Doc. No. 161). Attorney-General and district attorneys, — appointment.

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- Council, — abolition.  
By Mr. McKeon of Worcester, Resolution providing for the abolition of the Council (Doc. No. 162).
- Id.* By Mr. Murphy of Chelsea, Resolution providing for the abolition of the Council and the transfer of its powers and duties to the Senate (Doc. No. 163).
- Id.* By Mr. Walsh of Fitchburg, Resolution to provide for the abolition of the Council (Doc. No. 164).
- Governor, — amendment of bills and resolves.  
By Mr. Luce of Waltham, Resolution providing for giving the Governor power to recommend amendments of bills and resolves passed by the General Court (Doc. No. 165).
- Governor, — enlarged powers.  
By Mr. Quincy of Boston, Resolution relative to enlarging the powers and responsibilities of the office of Governor (Doc. No. 166).
- Elected officers, — removal.  
By Mr. Tilton of Springfield, Resolution relative to the removal of certain elected officers (Doc. No. 167).  
Severally to the committee on the Executive.
- Legislature of 25 members.  
By Mr. Adams of Quincy, Resolution to provide for a Legislature of a single chamber of twenty-five members (Doc. No. 168).
- General Court, — membership.  
*Id.* By Mr. Bailey of Newbury, Resolution relative to the apportionment of members of the General Court (Doc. No. 169).
- General Court, — delegation of powers.  
By Mr. Barrett of Cambridge, Resolution relative to the arrangement of districts for the election of members of the Senate (Doc. No. 170).
- General Court, — volume of business; responsibility.  
By Mr. Bicknell of Weymouth, Resolution relative to prohibiting the delegation of its powers by the General Court (Doc. No. 171).
- Negative of the Senate.  
By Mr. Carr of Hopkinton, Resolution to limit the volume of business before the General Court and to fix individual responsibility for legislative action (Doc. No. 172).
- Senate, — abolition.  
*Id.* By Mr. Donoghue of Boston, Resolution relative to the negative of the Senate on the House of Representatives (Doc. No. 173).
- Legislative bills, — scrutiny.  
By Mr. Hale of Boston, Resolution relative to the abolition of the Senate (Doc. No. 174).
- Single legislative body.  
By Mr. Howard of Reading, Resolution to provide for the scrutiny of legislative bills by the Attorney-General (Doc. No. 175).
- Senate of 16 members.  
By Mr. Morrill of Haverhill, Resolution relative to abolishing the Senate and to establishing a single legislative body (Doc. No. 176).
- General Court, — organization.  
By Mr. Love of Webster, Resolution providing that the Senate shall consist of sixteen members elected from Congressional districts (Doc. No. 177).
- Representative districts.  
*Id.* By Mr. Luce of Waltham, Resolution relative to the organization of the General Court (Doc. No. 178).
- By Mr. Mancovitz of Boston, Resolution to provide for a more equitable method of establishing the districts for the election of Representatives to the General Court (Doc. No. 179).
- By Mr. Morrill of Haverhill, Resolution to provide for a more equitable and proportional representation in the House of Representatives (Doc. No. 180).

By Mr. Youngman of Boston, petition of Martin Hays, accompanied by Resolution relative to the method of apportionment of Representatives to the General Court (Doc. No. 181). <sup>Representative districts.</sup>

By Mr. Walcott of Cambridge, Resolution relative to the power of the General Court to regulate smells, sights and sounds and the construction of buildings (Doc. No. 182). <sup>Regulation of nuisances.</sup>

Severally to the committee on The General Court.

By Mr. Clark of Brockton, Resolution relative to the General Court and to the initiative and referendum (Doc. No. 183). <sup>Initiative and referendum.</sup>

By Mr. George of Haverhill, Resolution relative to the initiative and referendum (Doc. No. 184). <sup>Id.</sup>

By Mr. Howard of Reading, Resolution relative to obtaining signatures in connection with the initiative and referendum (Doc. No. 185). <sup>Id.</sup>

By Mr. Harriman of New Bedford, petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution to provide for establishing the initiative and referendum (Doc. No. 186). <sup>Id.</sup>

By Mr. Willett of Norwood, Resolution relative to requiring initiative measures to be approved by the people at two successive elections before becoming a part of the laws of the State (Doc. No. 187). <sup>Id.</sup>

Severally to the committee on Initiative and Referendum.

By Mr. Charles P. Curtis, Jr., of Boston, Resolution relative to the authority of the Supreme Judicial Court to prescribe Supreme Judicial Court, — authority, method of procedure (Doc. No. 188).

By Mr. Kelley of Rockland, Resolution relating to the rules of evidence in the trial of causes in the courts of the Commonwealth (Doc. No. 189). <sup>Trial of causes, — evidence.</sup>

By Mr. McAnarney of Quincy, Resolution to provide for the framing and submission by the court to the jury of issues of fact in equity proceedings when requested by either party thereto (Doc. No. 190). <sup>Equity proceedings, — issues of fact.</sup>

Severally to the committee on Judicial Procedure.

By Mr. Bailey of Newbury, Resolution relative to the tenure of office of the judiciary (Doc. No. 191). <sup>Judicial officers, — tenure of office.</sup>

By Mr. Boynton of Everett, Resolution relative to the appointment of judicial officers for a term of seven years (Doc. No. 192). <sup>Id.</sup>

By Mr. Mancovitz of Boston, Resolution providing for the appointment of judges for specific terms (Doc. No. 193). <sup>Id.</sup>

By Mr. William H. Sullivan of Boston, Resolution limiting the tenure of judicial officers to ten years (Doc. No. 194). <sup>Id.</sup>

By Mr. Hart of Cambridge, Resolution providing for a supervisor or commissioner of administrators and executors (Doc. No. 195). <sup>Supervisor of administrators and executors.</sup>

By Mr. Hutchings of Dedham, Resolution relative to the taking of property for public uses (Doc. No. 196). <sup>Property for public uses.</sup>

By Mr. Maguire of Boston, Resolution relative to the election of judges by the people (Doc. No. 197). <sup>Judges, — election.</sup>

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- Judges.—  
election.
- Id.
- Id.
- Judicial ap-  
pointments, —  
confirmation.
- Eminent  
domain.
- Civil actions, —  
verdicts of  
juries.
- Id.
- Id.
- Trial by jury.
- Id.
- Public  
defender.
- Id.
- Certain de-  
fendants, —  
counsel.
- Supreme  
Judicial Court,  
constitu-  
tionality of  
laws.
- Supreme  
Judicial Court,  
— opinions.
- Women as  
notaries public.
- Clerks of  
courts, — ap-  
pointment by  
justices.
- Labor, —  
hours and  
conditions.
- Labor, —  
maximum  
hours.
- By Mr. Mancovitz of Boston, Resolution relative to authorizing the General Court to provide for the election of judges (Doc. No. 198).
- By Mr. Moriarty of Boston, petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution providing a method for the election of judges (Doc. No. 199).
- By Mr. Clark of Brockton, Resolution relating to the election and recall of judicial officers (Doc. No. 200).
- By Mr. Walsh of Fitchburg, Resolution to provide for the confirmation of judicial appointments by other than a political body (Doc. No. 201).
- By Mr. Newton of Everett, Resolution providing that all takings of land by eminent domain shall be deemed a public use (Doc. No. 202).
- By Mr. Bates of Boston, Resolution to provide that five-sixths of any jury in civil actions may render a valid verdict after twelve hours deliberation (Doc. No. 203).
- By Mr. Love of Webster, Resolution relative to permitting a verdict in civil actions by less than the whole number of jurors (Doc. No. 204).
- By Mr. Twomey of Lawrence, Resolution relative to verdicts of juries in civil actions (Doc. No. 205).
- By Mr. Youngman of Boston, Resolution relative to the verdicts of juries and to trial by jury in cases relating to workmen's compensation (Doc. No. 206).
- By Mr. Kelley of Rockland, Resolution relating to trial by jury in all controversies concerning property (Doc. No. 207).
- By Mr. Twomey of Lawrence, Resolution relative to the right of trial by jury in all cases at law (Doc. No. 208).
- By Mr. Donnelly of Lawrence, Resolution relative to establishing the office of public defender (Doc. No. 209).
- By Mr. Twomey of Lawrence, Resolution relative to the election of a public defender (Doc. No. 210).
- By Mr. Love of Webster, Resolution relative to providing counsel for defendants charged with State Prison offences (Doc. No. 211).
- By Mr. Brown of Brockton, Resolution enlarging the power of a minority of the Supreme Judicial Court in construing the constitutionality of law (Doc. No. 212).
- By Mr. Donnelly of Lawrence, Resolution relative to the authority of the Governor, Council and General Court to request opinions of the Supreme Judicial Court (Doc. No. 213).
- By Mr. Craven of Boston, Resolution providing that women shall be eligible to appointment as notaries public (Doc. No. 214).
- By Mr. Sullivan of Lawrence, Resolution relative to the selection of clerks of courts by the justices thereof (Doc. No. 215). Severally to the committee on the Judiciary.
- By Mr. Delaney of Holyoke, Resolution empowering the General Court to provide for the regulation or restriction of the hours and conditions of labor (Doc. No. 216).
- By Mr. Twomey of Lawrence, Resolution relative to maximum hours of labor (Doc. No. 217).

By Mr. Martin of Boston, petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution to insure safe construction in this Commonwealth (Doc. No. 218). Safe construction of buildings, etc.

Severally to the committee on Labor.

By Mr. Donovan of Springfield, petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution regulating the issue of injunctions in labor disputes (Doc. No. 219). Labor disputes, — injunctions.

By Mr. Moriarty of Boston, petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution relative to regulating the issue of injunctions in labor disputes (Doc. No. 220).

Severally to the committees on Labor and Judicial Procedure, sitting jointly.

By Mr. Lane of Boston, Resolution relative to prohibiting the manufacture and sale of intoxicating liquors containing more than twenty-five percent of alcohol (Doc. No. 221). Intoxicating liquors more than 25 percent alcohol.

To the committee on the Liquor Traffic.

By Mr. Bryant of Milton, Resolution relating to the appointment of military officers, the numbers and organization of military forces and civil penalties to be inflicted by courts martial (Doc. No. 222). Military affairs.

By Mr. Horgan of Boston, Resolution relative to the militia of the Commonwealth (Doc. No. 223).

By Mr. Hutchings of Dedham, Resolution relative to the method of selecting and promoting officers in the militia (Doc. No. 224).

Severally to the committee on Military Affairs.

By Mr. Begley of Holyoke, Resolution relative to granting power to cities and towns to authorize athletic contests on the Lord's Day (Doc. No. 225). Lord's Day sports, — municipal control.

By Mr. Fitz-Randolph of Nantucket, Resolution providing for granting a greater measure of home rule to cities and towns (Doc. No. 226). Municipal home rule.

By Mr. Harriman of New Bedford, Resolution to provide for home rule in municipalities in all matters not within general laws (Doc. No. 227).

By Mr. Horgan of Boston, Resolution to provide for local self-government by municipalities (Doc. No. 228).

By Mr. Kenny of Boston, Resolution relative to the authority of the General Court in the government of cities (Doc. No. 229).

By Mr. Martin of Holyoke, Resolution to authorize the payment of bonuses to deserving public employees (Doc. No. 230). Deserving public employees, — bonuses.

Severally to the committee on Municipal Government.

By Mr. Brown of Brockton, Resolution defining private property title to natural resources (Doc. No. 231). Natural resources, — private title.

By Mr. Donovan of Springfield, Resolution relative to the right of the Commonwealth, counties, cities and towns to engage in business undertakings (Doc. No. 232). Public business undertakings.

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- Public markets and fuel yards.** By Mr. Donnelly of Lawrence, Resolution relative to the establishment of public markets and the sale of food stuffs (Doc. No. 233).
- Id.** By Mr. O'Connor of Chicopee, Resolution relative to the maintenance of municipal fuel and coal yards and market places (Doc. No. 234).
- Necessaries of life, — public supply.** By Mr. Donoghue of Boston, Resolution granting further powers to cities and towns in relation to the necessities of life (Doc. No. 235).
- Id.** By the same member, Resolution providing for the maintenance of a sufficient supply of the common necessities of life (Doc. No. 236).
- Id.** By Mr. Dennis D. Driscoll of Boston, petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution relative to granting authority to deal in the necessities of life (Doc. No. 237).
- Id.** By Mr. Frost of Lawrence, Resolution to authorize the enactment of laws governing the purchase, sale and distribution of the necessities of life (Doc. No. 238).
- Id.** By Mr. Horgan of Boston, Resolution to enable the Commonwealth and municipalities to manufacture, purchase and sell the necessities of life, and to manufacture and sell gas and electricity (Doc. No. 239).
- Id.** By Mr. William H. Sullivan of Boston, Resolution relative to giving to the Commonwealth and to cities and towns the right to seize, store, sell and distribute food and fuel (Doc. No. 240).
- Gas and electric plants, — public ownership.** By Mr. Horgan of Boston, Resolution to provide for municipal ownership of plants for the manufacture, use and sale of gas and electricity (Doc. No. 241).
- Public utilities, — public ownership.** By the same member, Resolution to provide for public ownership of all public utilities and for the conservation of the water powers of the Commonwealth (Doc. No. 242).
- Id.** By the same member, Resolution to provide for the ownership, purchase and operation of public utilities (Doc. No. 243).
- Id.** By Mr. Butler of Brockton, Resolution to authorize the taking of public utilities or any part or parts thereof (Doc. No. 244).
- Id.** By Mr. Thompson of Beverly, petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution providing for state, county and municipal ownership of public utilities (Doc. No. 245).
- Id.** By the same member, Resolution relative to the public ownership and operation of street railways (Doc. No. 246).
- Historical property, — preservation.** By Mr. Hutchings of Dedham, Resolution relative to preserving property of historical or antiquarian interest (Doc. No. 247).
- Industrial rights and social justice.** By Mr. Hale of Boston, petition of Conrad Reno, accompanied by Resolution relative to industrial rights and social justice (Doc. No. 248).
- Granting of franchises.** By Mr. Mancovitz of Boston, Resolution relative to prohibiting the granting of franchises for longer terms than fifty years (Doc. No. 249).
- Id.** By Mr. Skerrett of Worcester, Resolution relative to limiting the granting of franchises to terms of twenty-five years (Doc. No. 250).
- Severally to the committee on Public Affairs.

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By Mr. Carr of Hopkinton, Resolution relative to the establishment of a system of non-contributory health insurance (Doc. No. 251). Health insurance.

By Mr. Donnelly of Lawrence, Resolution relative to the establishment of health insurance for working men (Doc. No. 252). Id.

By Mr. Carr of Hopkinton, Resolution relative to establishing a system of old age pensions (Doc. No. 253). Old age pensions.

By Mr. Donnelly of Lawrence, Resolution relative to the establishment of a system of old age pensions (Doc. No. 254). Id.

By Mr. Walker of New Bedford, petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution providing for the establishment and maintenance of a system of old age pensions (Doc. No. 255). Id.

By Mr. Leonard of Boston, Resolution to empower the General Court to make absolute the liabilities of casualty insurance companies to persons injured by accident (Doc. No. 256). Casualty insurance, — absolute liability.

By Mr. Morrill of Haverhill, Resolution relative to pensions to dependents of those suffering from cancer or tuberculosis (Doc. No. 257). Dependents of sick persons, — pensions.

By Mr. Thompson of Beverly, petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution providing that employers shall insure in a public fund for the benefit of injured employees (Doc. No. 258). Injured employees, — insurance.

By Mr. Twomey of Lawrence, Resolution relative to the establishment of a state fund for workmen's compensation (Doc. No. 259). Workmen's compensation, — state fund.

Severally to the committee on Social Insurance.

By Mr. Bauer of Lynn, Resolution relative to the duty of the Commonwealth toward women before and after childbirth (Doc. No. 260). Women before and after childbirth.

By Mr. Dennis D. Driscoll of Boston, petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution establishing one day's rest in seven for employees (Doc. No. 261). One day's rest in seven.

Severally to the committee on Social Welfare.

By Mr. Bartlett of Newburyport, Resolution relative to the taking of the decennial census of the Commonwealth (Doc. No. 262). Decennial census.

By President Bates, petition of Susan E. Stevens, accompanied by Resolution relative to the inspection of certain public and private institutions (Doc. No. 263). Inspection of institutions.

By Mr. Curtiss of Hingham, Resolution providing that appointments and promotions in the civil service shall be made because of merit and fitness ascertained through open competition (Doc. No. 264). Civil service, — appointments and promotions.

By Mr. Hart of Cambridge, Resolution providing for a state board of control to replace existing commissions, boards and commissioners (Doc. No. 265). State board of control.

By Mr. Howard of Reading, Resolution to establish a commission on effective administration (Doc. No. 266). Commission on effective administration.

By the same member, Resolution for systematizing the state administration and providing for a state civil service commission and the appointment of the state auditor (Doc. No. 267). State administration, — reorganization.

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- Administrative departments, — changes. By the same member, Resolution to provide against too frequent changes in the form of administrative departments of the Commonwealth (Doc. No. 268).
- State departments, — ordinances. By Mr. Luce of Waltham, Resolution relative to the issuing of ordinances by departments, commissions, boards and other administrative agencies (Doc. No. 269).
- State officers, — four-year term. By Mr. Newton of Everett, Resolution providing for a four-year term for elective state officers, including a recall provision in the case of Governor (Doc. No. 270).
- Public Service Commission, — election. By Mr. Shaw of Revere, Resolution providing for the election of the members of the Public Service Commission (Doc. No. 271).
- Certain officers, — appointment. By Mr. Walcott of Cambridge, Resolution relative to the appointment of certain officers by the Governor (Doc. No. 272).
- Departments, — separation. By the same member, Resolution relative to the separation of the departments of government (Doc. No. 273).
- Business and public service departments, — reorganization. By Mr. Willett of Norwood, Resolution to provide for the future reorganization of the business and public service departments (Doc. No. 274).
- State budget, etc. Severally to the committee on State Administration.
- Id. By Mr. Codman of Brookline, Resolution providing for a state budget, for the veto of items therein and for state financial supervision of public loans (Doc. No. 275).
- Id. By Mr. Dellinger of Wakefield, Resolution to provide for establishing a state budget system (Doc. No. 276).
- Id. By Mr. Willett of Norwood, Resolution relative to providing for the submission by the Governor of an executive budget (Doc. No. 277).
- Public credit. By Mr. Mancovitz of Boston, Resolution relative to granting the credit of the Commonwealth or its sub-divisions (Doc. No. 278).
- Issuance of bonds. By the same member, Resolution relative to the manner in which the General Court may authorize the issuance of bonds (Doc. No. 279).
- Appropriation bills, — veto of items. By Mr. Walsh of Fitchburg, Resolution to provide for the extension of the veto power of the Governor to separate items of appropriation bills (Doc. No. 280).
- Counting of ballots. Severally to the committee on State Finance.
- Compulsory voting. By Mr. Barrett of Cambridge, Resolution relative to the counting of ballots cast at elections (Doc. No. 281).
- Election of municipal officers. By the same member, Resolution relative to compulsory voting at elections (Doc. No. 282).
- Equal suffrage. By Mr. Creed of Boston, Resolution relative to applying all laws and legal provisions governing the election of state officers to the election of all municipal officers (Doc. No. 283).
- Corrupt practices. By Mr. Delaney of Holyoke, Resolution to provide for equal rights of suffrage for all citizens regardless of sex (Doc. No. 284).
- Qualifications of voters. By Mr. George of Haverhill, Resolution relative to corrupt practices in elections (Doc. No. 285).
- Id. By Mr. Morrill of Haverhill, Resolution relative to the qualifications of voters (Doc. No. 286).
- By Mr. Scigliano of Boston, Resolution to enable persons who have declared their intentions to become citizens of the United States to vote in city and town elections (Doc. No. 287).

By Mr. O'Connor of Chicopee, Resolution relative to prohibiting the use of party designations in certain primaries and elections (Doc. No. 288).

Political party designations.

By Mr. Walsh of Fitchburg, Resolution to provide for voting by persons unable for valid reasons to attend the polls (Doc. No. 289).

Absentee voting.

Severally to the committee on Suffrage.

By Mr. Bauer of Lynn, Resolution to authorize the imposition and collection of poll taxes at varying rates for the purpose of inducing the full exercise of voting rights (Doc. No. 290).

Poll taxes at varying rates.

By Mr. Carr of Hopkinton, Resolution relative to uniformity in real estate assessments for taxation (Doc. No. 291).

Taxation, — uniform assessments.

By Mr. Creamer of Lynn, Resolution to provide a limit to tax exemptions (Doc. No. 292).

Tax exemptions, — limit.

By Mr. Delaney of Holyoke, Resolution to provide for the single tax upon land values (Doc. No. 293).

Single tax system.

By Mr. Kerr of Malden, Resolution relative to authorizing the single tax (Doc. No. 294).

Id.

By Mr. Horgan of Boston, Resolution to provide for true, complete and accurate returns of all personal properties which may be subject to taxation (Doc. No. 295).

Taxation, — complete returns.

By Mr. Shaw of Revere, Resolution relative to making uniform the application of all statutes relating to the taxation of property (Doc. No. 296).

Uniform taxation laws.

By Mr. Walsh of Fitchburg, Resolution to provide for full publicity of tax assessments (Doc. No. 297).

Tax assessments, — publicity.

By Mr. Mancovitz of Boston, Resolution relative to taxation of real estate (Doc. No. 298).

Taxation of real estate.

By Mr. Leonard of Boston, Resolution granting power to the General Court to levy taxes on persons and property of alien residents (Doc. No. 299).

Taxation of aliens.

By Mr. Kenny of Boston, Resolution relative to the taxation of agricultural or farming lands and products (Doc. No. 300).

Taxation, — agricultural lands and products.

By Mr. Kelley of Rockland, Resolution relative to taxation of real estate and incomes (Doc. No. 301).

Taxation, — real estate and income.

Severally to the committee on Taxation.

On motion of Mr. Brown of Brockton, —

Ordered, That the committee on Bill of Rights consider and report upon the subject of further protection in the Bill of Rights against unjust and oppressive imprisonment of poor debtors.

Poor debtors, — unjust imprisonment.

#### *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The report of the committee on Contingent Expenses and Pay-Roll, who were instructed by an order adopted on June 20 to determine and report the manner in which compensation shall be paid to the members, recommending that each member of the

Compensation of members, — monthly payments.

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Convention be entitled to be paid one hundred dollars, on account, at the end of each month; but that such monthly payments shall not exceed in the aggregate the compensation of the member authorized by the Convention, was considered.

Mr. Sherburne of West Springfield moved that the report be amended by striking out the words "one hundred dollars," and inserting in place thereof the words "two hundred dollars."

Mr. Brown of Brockton moved that the report be amended by inserting after the words "on account," the words "and one hundred dollars".

After debate the amendment moved by Mr. Sherburne was rejected.

Mr. Harriman of New Bedford moved that the report be amended by striking out the words "at the end of each month", and inserting in place thereof the words "in equal instalments on the first and fifteenth of each month".

After further debate the amendments moved by Messrs. Brown and Harriman were severally rejected.

Mr. Lane of Boston moved that the report be amended by striking out all after the words "entitled to be paid", and inserting in place thereof the words "seven hundred and fifty dollars on the day the Convention adjourns"; and this amendment was rejected.

The report of the committee was then accepted.

*Fourth Suffolk  
Representative  
District, —  
vacancy filled.*

The Resolution reported by the committee on Elections, that Joseph M. Sullivan of Boston be declared a duly elected member of the Constitutional Convention from the Fourth Suffolk Representative District (see Doc. No. 133), was adopted.

### *Committee Vacancy Filled.*

*Committee on  
Municipal Gov-  
ernment, —  
vacancy filled.*

The President announced the appointment of Mr. Lincoln Bryant of Milton to fill the vacancy in the membership of the committee on Municipal Government.

At fifteen minutes after three o'clock, on motion of Mr. Edwin U. Curtis of Boston, the Convention adjourned, to meet on Tuesday, July 10, at two o'clock P.M.

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TUESDAY, July 10, 1917.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by Rev. Francis E. Webster of Waltham, a member of the Convention.

## *Qualification of a Member.*

Mr. Joseph M. Sullivan of Boston, member-elect from the Fourth Suffolk Representative District, being present, the oaths of qualification were administered by the President of the Convention, and were duly taken and subscribed by Mr. Sullivan.

The President announced the appointment of Mr. Sullivan to fill the vacancy in the membership of the committee on the Liquor Traffic.

## *Printing of Bulletins of Information.*

The following order, offered by Mr. Newton of Everett, was read:—

*Ordered*, That the supplementary bulletin on biennial elections, entitled "History of the Movement for Biennials in Massachusetts", prepared by the commission appointed to compile information and data for the Convention, be printed as a Convention document.

Mr. Newton moved a suspension of the provision of the standing order, requiring that this order be referred to the committee on Rules and Procedure. The motion prevailed, and after debate the order was adopted.

The following order, offered by Mr. Harriman of New Bedford, was read:—

*Ordered*, That the bulletin on "Jury Trials in Injunction Contempt Cases", prepared by the commission appointed to compile information and data for the Convention, be printed as a Convention document.

Mr. Harriman moved a suspension of the provision of the standing order requiring that this order be referred to the committee on Rules and Procedure. After debate the motion prevailed.

The consideration of the order was then postponed until the next session, at the request of Mr. Pillsbury of Wellesley.

## *Addresses on the Initiative and Referendum.*

The following order, offered by Mr. Shaw of Revere, was read:—

*Ordered*, That the Convention request Dr. A. Lawrence Lowell, President of Harvard University, and Hon. William Jennings Bryan each to address the Convention on the subject of the Addresses on the initiative and referendum.

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initiative and referendum on a date at their convenience to be fixed by the President of the Convention.

Mr. Underhill of Somerville moved that the order be amended by inserting after the name "William Jennings Bryan" the words "and James F. Carey of Haverhill"; and this amendment, after debate, was rejected.

Mr. Edwin U. Curtis of Boston then moved that the further consideration of the order be indefinitely postponed; and this motion was adopted.

*Docket for the Committee of the Whole.*

On motion of Mr. Luce of Waltham, —

Committee of  
the Whole, —  
docket.

*Ordered*, That the Secretary prepare a docket for the Committee of the Whole, in which reports of committees shall be arranged as nearly as possible in the order in which the topics involved are found in the Constitution, with such grouping of kindred subjects as may be practicable.

*"Legislature" and "Supreme Court".*

On motion of Mr. Pillsbury of Wellesley, —

Committee on  
Form and  
Phraseology, —  
"Legislature"  
and "Supreme  
Court."

*Ordered*, That the committee on Form and Phraseology consider the expediency of substituting for the words "General Court", wherever they occur in the Constitution, the word "Legislature", and for the words "Supreme Judicial Court", wherever they occur therein, the words "Supreme Court".

*Opinion of the Justices of the Supreme Judicial Court.*

The consideration of the following order, offered by Mr. Bennett of Saugus, was postponed until the next session, at the request of Mr. Lomasney of Boston: —

Opinion of the  
Justices of the  
Supreme  
Judicial  
Court, —  
amendment  
of the  
Constitution.

*Whereas*, The War for the Union was fought by the Northern States upon the theory that the American Constitution was a permanent contract, unalterable except upon terms expressed in the contract itself; therefore be it

*Ordered*, That the Justices of the Supreme Judicial Court are requested to explain as promptly as possible to the Convention why the Constitution of The Commonwealth of Massachusetts is not a similarly permanent contract, to be amended only upon the terms provided therein; and

*Whereas*, It is a recognized principle of legislation that the statute of latest date repeals all previous acts or parts of acts inconsistent therewith; therefore be it

*Ordered*, That the Justices are requested further to explain whether or not Amendment IX, providing for a two-thirds vote in two successive legislatures as a condition precedent to any amendment of our Constitution, forfeits or surrenders or repeals any previous method of amendment; and be it further

*Ordered*, That the Justices are requested to state whether an inherent right exists and has always existed on the part of a bare majority of the citizens voting at any election duly called for the purpose to disregard all existing provisions for more than a ma-

jority vote in changing any portion of the Constitution,—in other words, have the people of The Commonwealth of Massachusetts any right under the existing Constitution to provide for such deliberations and safeguards as shall protect a minority of its citizens against hasty and tyrannous action by a temporary majority in amending the Constitution?

*Petitions.*

Petitions were severally presented as follows:—

By Mr. Adams of Quincy, petition of the Rand Class of the First Baptist Church of Wollaston; by Mr. Merriam of Framingham, petition of the First Baptist Church in Framingham; by Mr. Pillsbury of Wellesley, petition of the Baptist Church of West Medway; by Mr. Tatman of Worcester, petition of the First Finnish Congregational Church of Worcester; by Mr. Turner of Fall River, petition of the Men's Class of Union Methodist Episcopal Church of Fall River; and by Mr. Washburn of Middleborough, petition of the men's Bible classes of the Central Methodist Episcopal Church of Middleborough,—severally in support of the Resolution to prohibit the support of sectarian institutions from public funds (Doc. No. 66) and protesting against the substitution of any amendment prohibiting appropriations of public money to private institutions.

Public appropriations,  
—support of  
certain institutions.

Severally referred to the committee on Bill of Rights.

*Reports of Committees.*

By Mr. Richardson of Newton, for the committee on Amendment and Codification of the Constitution, asking to be discharged from the further consideration of the Resolution to provide for the direct adoption of constitutional amendments by referendum to the people (Doc. No. 134), and recommending that the same be referred to the committee on Initiative and Referendum.

Constitutional  
amendments,  
—direct  
adoption.

By Mr. Reidy of Boston, for the committee on The General Court, asking to be discharged from the further consideration of the Resolution relative to the power of the General Court to regulate smells, sights and sounds and the construction of buildings (Doc. No. 182), and recommending that the same be referred to the committee on Social Welfare.

Public nuis-  
ances, —  
regulation.

By Mr. Charles P. Curtis, Jr., of Boston, for the committee on Municipal Government, asking to be discharged from the further consideration of so much of the Resolution providing for home rule for cities and towns (Doc. No. 99) as relates to the power of municipalities to "classify property for taxation at varying rates" and to "exempt any class of property from taxation" (lines 20 and 21); and from the further consideration of so much of the Resolution to provide for a larger measure of home rule for cities and towns (Doc. No. 100) as relates to the power of municipalities "to exempt classes of property from taxation" (lines 6 and 7), and recommending, in each instance, that the same be referred to the committee on Taxation.

Municipal  
home rule, —  
taxation of  
property.

## JOURNAL OF THE CONVENTION,

Municipal rule, — home-stands and necessities of life.

By the same member, for the same committee, asking to be discharged from the further consideration of so much of the Resolution to provide for a larger measure of home rule for cities and towns (Doc. No. 100) as relates to the power of municipalities "to acquire land for homes for its citizens, and to hold, improve, subdivide, sell, lease, rent, or build upon the same, to maintain a sufficient supply of food, shelter and other necessities of life at reasonable cost, or do any lawful act intended ultimately to promote the general welfare notwithstanding that the primary effect of such act may benefit individuals" (lines 7 to 14), and recommending that the same be referred to the committee on Public Affairs.

Pensions for the aged and needy; — special tax.

By Mr. Washburn of Worcester, for the committee on Social Insurance, asking to be discharged from the further consideration of the Resolution for a special tax to provide pensions for the aged and needy (Doc. No. 52), and recommending that the same be referred to the committee on Taxation.

State fire insurance fund.

By the same member, for the same committee, asking to be discharged from the further consideration of the Resolution relative to creating a state fire insurance fund (Doc. No. 108), and recommending that the same be referred to the committee on Public Affairs.

Workmen's compensation, — state fund.

By Mr. Weekes of Harwich, for the committee on Social Welfare, asking to be discharged from the further consideration of the Resolution providing for a state fund for workmen's compensation (Doc. No. 54), and recommending that the same be referred to the committee on Social Insurance.

Public welfare.

By the same member, for the same committee, asking to be discharged from the further consideration of the Resolution relative to the protection and welfare of employees (Doc. No. 115), and of the Resolution authorizing the General Court to enact laws to promote the health, safety, morals or welfare of the people (Doc. No. 117), and recommending, in each instance, that the same be referred to the committee on Labor.

The reports were severally read and accepted; and accordingly the resolutions were referred as recommended.

Trial by jury.

By Mr. Bassett of Taunton, for the committee on Judicial Procedure, to whom was referred the Resolution for the regulation of trial by jury (Doc. No. 46), that the proponent of the resolution desires to withdraw the same and the committee is unanimously of the opinion that his request should be complied with, and that it is inexpedient to take any further action thereon.

The report was read; and it was considered forthwith, under a suspension of the rule, on motion of Mr. Pillsbury of Wellesley, and was accepted.

Credentials of members of the Convention.

By Mr. White of North Brookfield, for the committee on Elections, no action necessary, on the communication from Timothy L. Connolly of Boston requesting the Convention to appoint a committee on Credentials and that opportunity be given for appearance before said committee to protest against the holding of seats by certain members of the Convention.

The report (Doc. No. 303) was read; and it was placed in the Orders of the Day for the next session.

By Mr. Hart of Cambridge, for the committee on Amendment and Codification of the Constitution, that the order referred to said committee on June 19 ought to be adopted in the following new draft [Messrs. Thompson of Haverhill, Horgan of Boston and Creed of Boston dissenting]:—

*Ordered*, (1) That the work of the Massachusetts Constitutional Convention shall take the form of a main constitution and of a series of separate amendments, to be designated by the Convention.

Submission to  
the people of  
a constitution  
and amend-  
ments.

(2) That the main constitution shall be based upon the present Constitution and the amendments now in force, which shall be consolidated and arranged, as amended, in proper subdivisions under appropriate titles, omitting all articles, clauses and words not in force, and making no other changes in the provisions, and no substantive changes in the language thereof.

(3) That the main constitution, consolidated and arranged as aforesaid, and the separate amendments shall be submitted to a vote of the people in such form that the main constitution and each of the separate amendments shall be voted upon separately.

(4) That, in case the main constitution should not be adopted, those separate amendments that shall be adopted each for itself shall become amendments and parts of the present Constitution.

The report was read, and the order was placed in the Orders of the Day for the next session.

By Mr. Webster of Waltham, for the committee on Bill of Rights, leave to withdraw, on the petition of J. M. Foster, accompanied by Resolution relative to the preamble to the Constitution (Doc. No. 144).

By Mr. Hobbs of Worcester, for the committee on Public Affairs, leave to withdraw, on the petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution providing for state, county and municipal ownership of public utilities (Doc. No. 245).

Public utili-  
ties, — public  
ownership.

The reports were severally read; and they were referred, under the rule, to the Committee of the Whole.

By Mr. Merrill of Gloucester, for the committee on Bill of Rights, that the Resolution providing for an amendment of the preamble of the Constitution (Doc. No. 21) ought not to pass.

By the same member, for the same committee, that the Resolution providing that the rights of individuals shall not prevent public authorities from controlling business enterprises in the interest of public welfare (Doc. No. 22) ought not to pass.

Rights of  
individuals, —  
public business  
enterprises.

By Mr. Swig of Taunton, for the same committee, that the Resolution to prohibit discrimination on account of sex in connection with business and professions (Doc. No. 68) ought not to pass.

Business and  
professions, —  
sex discrimi-  
nation.

By Mr. Doe of Franklin, for the same committee, that the Resolution relative to the use of private property for public purposes (Doc. No. 142) ought not to pass.

Private prop-  
erty for public  
purposes.

## JOURNAL OF THE CONVENTION,

- Vocational, trade and textile schools, — appropriations. By Mr. William H. Sullivan of Boston, for the same committee, that the Resolution relative to appropriations for vocational, trade and textile schools (Doc. No. 148) ought not to pass.
- Legislative recess committees and commissions. By Mr. Kinney of Boston, for the committee on The General Court, that the Resolution relative to service on certain legislative recess committees and commissions (Doc. No. 5) ought not to pass.
- Representatives, — apportionment. By Mr. Tatman of Worcester, for the same committee, that the Resolution to provide that the apportionment of Representatives be based upon population (Doc. No. 79) ought not to pass.
- Members of the General Court, — apportionment. By Mr. Quinn of Sharon, for the same committee, that the Resolution relative to the apportionment of members of the General Court (Doc. No. 85) ought not to pass.
- Senators, — apportionment. By Mr. Crosby of Arlington, for the same committee, that the Resolution to provide that the apportionment of Senators be based upon population (Doc. No. 80) ought not to pass.
- Id.* By Mr. Moran of Fall River, for the same committee, that the Resolution relative to the arrangement of districts for the election of members of the Senate (Doc. No. 170) ought not to pass.
- Capital punishment. By Mr. Williams of Brookline, for the committee on the Judiciary, that the Resolution relative to capital punishment (Doc. No. 31) ought not to pass.
- Office of notary public. By Mr. Burns of Pittsfield, for the same committee, that the Resolution to abolish the office of notary public as an office under the Constitution (Doc. No. 32) ought not to pass.
- Office of justice of the peace. By the same member, for the same committee, that the Resolution to abolish the office of justice of the peace as an office under the Constitution (Doc. No. 33) ought not to pass.
- Courts, — unconstitutionality of statutes. By Mr. Montague of Boston, for the same committee, that the Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47) ought not to pass.
- Lord's Day sports, — municipal control. By Mr. Bryant of Milton, for the committee on Municipal Government, that the Resolution relative to granting power to cities and towns to authorize athletic contests on the Lord's Day (Doc. No. 225) ought not to pass.
- Public utilities, — municipal control. By Mr. Hobbs of Worcester, for the committee on Public Affairs, that the Resolution relative to empowering cities and towns to acquire, own and operate public utilities (Doc. No. 101) ought not to pass.
- Grants, franchises, etc., — revocation. By the same member, for the same committee, that the Resolution relative to the revocation or alteration of grants, franchises, privileges or immunities (Doc. No. 103) ought not to pass.
- Special privileges. By the same member, for the same committee, that the Resolution relative to prohibiting the granting of special privileges to individuals, corporations or associations (Doc. No. 105) ought not to pass.
- Food in cold storage, — publicity. By the same member, for the same committee, that the Resolution requiring publicity as to food kept in cold storage (Doc. No. 106) ought not to pass.
- Gas and electric plants, — municipal ownership. By the same member, for the same committee, that the Resolution to provide for municipal ownership of plants for the manufacture, use and sale of gas and electricity (Doc. No. 241) ought not to pass.

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By the same member, for the same committee, that the Resolution to provide for public ownership of all public utilities and for the conservation of the water powers of the Commonwealth (Doc. No. 242) ought not to pass.

Public utilities and water powers, — public ownership.

By the same member, for the same committee, that the Resolution to provide for the ownership, purchase and operation of public utilities (Doc. No. 243) ought not to pass.

By the same member, for the same committee, that the Resolution to authorize the taking of public utilities or any part or parts thereof (Doc. No. 244) ought not to pass.

By the same member, for the same committee, that the Resolution relative to the public ownership and operation of street railways (Doc. No. 246) ought not to pass.

Street rail-ways, — public ownership.

By the same member, for the same committee, that the Resolution relative to prohibiting the granting of franchises for longer terms than fifty years (Doc. No. 249) ought not to pass.

Franchises, — terms.

By the same member, for the same committee, that the Resolution relative to limiting the granting of franchises to terms of twenty-five years (Doc. No. 250) ought not to pass.

By Mr. Buttrick of Lancaster, for the committee on Suffrage, that the Resolution reducing the limit of time required as a qualification for registration and voting (Doc. No. 127) ought not to pass.

Qualifications of voters.

By Mr. Ferry of Northbridge, for the same committee, that the Resolution relative to ascertaining the qualifications of candidates for offices to be voted for by the people (Doc. No. 129) ought not to pass.

Qualifications of candidates.

By Mr. Cooney of Peabody, for the same committee, that the Resolution relative to the counting of ballots cast at elections (Doc. No. 281) ought not to pass.

Counting of ballots.

By Mr. Wing of Dartmouth, for the same committee, that the Resolution relative to applying all laws and legal provisions governing the election of state officers to the election of all municipal officers (Doc. No. 283) ought not to pass.

Municipal elections, — legal provisions.

By Mr. Aylward of Cambridge, for the same committee, that the Resolution relative to corrupt practices in elections (Doc. No. 285) ought not to pass.

Corrupt practices in elections.

By Mr. Corrigan of Natick, for the same committee, that the Resolution relative to prohibiting the use of party designations in certain primaries and elections (Doc. No. 288) ought not to pass.

Primaries and elections, — party designations.

The reports were severally read; and the resolutions were referred, under the rule, to the Committee of the Whole.

#### *Adjournment and Hour of Meeting.*

Mr. Luce of Waltham moved that when the Convention adjourns to-day it adjourn to meet on Tuesday next at one o'clock P.M.

Adjournment to Tuesday, July 17.

Mr. Sullivan of Lawrence moved that when the Convention adjourns to-day it adjourn to meet on Thursday next at two o'clock P.M.

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After debate the question was put on the motion of Mr. Luce, that motion having precedence under the rule, and the same prevailed.

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At eight minutes after three o'clock, on motion of Mr. Brown of Brockton, the Convention adjourned, to meet on Tuesday, July 17, at one o'clock P.M.

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TUESDAY, July 17, 1917.

Met according to adjournment, at one o'clock P.M.

Prayer was offered by Rev. David Fraser of Somerville, formerly Chaplain of the New Hampshire House of Representatives.

## *Leave of Absence.*

On motion of Mr. Stearns of Cambridge, —

*Voted*, That Mr. Benton of Belmont be granted leave of absence, under Rule 13, because of illness.

Everett C.  
Benton, —  
leave of  
absence.

## *Adjournment and Hour of Meeting.*

On motion of Mr. Whipple of Brookline, —

*Voted*, That when the Convention adjourns to-day it adjourn Next session, to meet to-morrow at two o'clock P.M.

## *Compensation of Joseph M. Sullivan.*

On motion of Mr. Curtis of Revere, —

*Ordered*, That the Secretary make up the pay-roll for the travelling expenses of Joseph M. Sullivan of Boston; and that the compensation of Mr. Sullivan for attendance be allowed from the beginning of the Convention.

Joseph M.  
Sullivan.

## *Compensation of Members of the Convention.*

Mr. Curtis of Revere, for the committee on Contingent Expenses and Pay-Roll, reported recommending the adoption of the following order to supersede the order now in force: —

*Ordered*, That the delegates to the Constitutional Convention be paid \$200 for the month of July, and thereafter \$150 per month, provided that the full compensation for each delegate shall not exceed \$750 for the full term of the Convention.

Compensation  
of members.

The report was read; and the order was considered under a suspension of the rule, on motion of Mr. Curtis, and was adopted.

## *Extension of Time for Certain Committees.*

On motion of Mr. Luce of Waltham, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, County and District Government and Municipal Government (sitting jointly), the Executive, Form and Phraseology, The General Court, Initiative and Referendum, the Judiciary, Labor, Labor and Judicial Procedure (sitting jointly), Municipal Government, Public Affairs, Social Welfare, State Administration, State Administration and the Executive (sitting jointly), State Finance, and Taxation be granted until Tuesday, July 24, in which to report on matters referred to them.

Reports of  
committees, —  
extension of  
time.

## JOURNAL OF THE CONVENTION,

*Claims for Seats in the Convention.*

The following reports were severally read, and they were placed in the Orders of the Day for to-morrow:—

Jasper N.  
Johnson of  
Medford, —  
claim for a  
seat.

By Mr. George of Haverhill, for the committee on Elections, no action necessary, on the communication from Jasper N. Johnson of Medford claiming to have been elected to membership in the Convention from the Twenty-fifth Middlesex Representative District (Doc. No. 328).

Patrick H.  
Jennings, —  
claim for a  
seat in the  
Convention.

By Mr. Dean of Fall River, for the same committee, leave to withdraw, on the communication from Patrick H. Jennings of Boston claiming election as delegate at large and asking for an examination and recount of all ballots cast for delegates at large [Messrs. Perry of Boston, Green of Boston, Timothy J. Driscoll of Boston and Peterson of Brockton dissenting] (Doc. No. 329). On motion of Mr. Dennis D. Driscoll of Boston the views of the minority of the committee were ordered printed with the report.

*Reports of Committees.*

Rights of  
working men  
and women.

By Mr. Barnes of Weymouth, for the committee on Bill of Rights, asking to be discharged from the further consideration of the Resolution relative to the right to labor and to enjoy the fruits thereof (Doc. No. 146), and the Resolution providing for a clearer declaration of certain rights of working men and women (Doc. No. 150), and recommending, in each instance, that the same be referred to the committees on Labor and Judicial Procedure, sitting jointly.

Council, —  
abolition.

By Mr. Quincy of Boston, for the committee on the Executive, asking to be discharged from the further consideration of the Resolution providing for the abolition of the Council (Doc. No. 162), the Resolution providing for the abolition of the Council and the transfer of its powers and duties to the Senate (Doc. No. 163), and the Resolution to provide for the abolition of the Council (Doc. No. 164), and recommending, in each instance, that the same be referred to the committees on State Administration and the Executive, sitting jointly.

Casualty  
insurance com-  
panies, —  
liability.

By Mr. Avery of Holyoke, for the committee on Social Insurance, asking to be discharged from the further consideration of the Resolution to empower the General Court to make absolute the liabilities of casualty insurance companies to persons injured by accident (Doc. No. 256), and recommending that the same be referred to the committee on Public Affairs.

Cities and  
towns, —  
granting of  
credit.

By Mr. Dellinger of Wakefield, for the committee on State Finance, asking to be discharged from so much of the Resolution relative to granting the credit of the Commonwealth or its subdivisions (Doc. No. 278) as relates to cities and towns, and recommending that the same be referred to the committee on Municipal Government.

Bond issues.

By Mr. Finn of Chelsea, for the committee on State Finance, asking to be discharged from so much of the Resolution relative to the manner in which the General Court may authorize the issuance of bonds (Doc. No. 279) as relates to the issuance of

bonds by any city, town or other civil division, and recommending that the same be referred to the committees on County and District Government and Municipal Government, sitting jointly.

The reports were severally read and accepted; and accordingly the resolutions were referred as recommended.

The Clerk proceeded to the reading of reports of committees on proposals to amend the Constitution; whereupon, on motion of Mr. Luce of Waltham, —

*Voted*, That the reading of the reports be dispensed with, and that the resolutions be referred to the Committee of the Whole without the reading of titles. Reports of committees.

By Mr. Richardson of Newton, for the committee on Amendment and Codification of the Constitution, on resolutions Nos. 63, 65 (in part), 139, 140 and 141, a Resolution to provide for the calling and holding of future constitutional conventions (Doc. No. 304) [Messrs. Bolster of Boston, Horgan of Boston and Creed of Boston dissenting]. Future constitutional conventions.

By Mr. Washburn of Middleborough, for the same committee, on resolutions Nos. 64, 65 (in part), 135 and 138, a Resolution to provide for the proposal of future amendments to the Constitution by the General Court (Doc. No. 305) [Messrs. Bolster of Boston and Thompson of Haverhill dissenting]. General Court — future constitutional amendments.

By Mr. Edwin U. Curtis of Boston, for the committee on Bill of Rights, on resolutions Nos. 2, 20, 66 and 145, and on various petitions in aid and remonstrances, a Resolution relative to the support of certain institutions from public funds (Doc. No. 306) [Mr. Anderson of Newton dissenting]. On motion of Mr. Anderson the views of the minority were ordered printed (Doc. No. 307). Public funds, — support of certain institutions.

By Mr. William H. Sullivan of Boston, for the same committee, that the Resolution to prevent the granting of special privileges and creating class distinction among the people of this Commonwealth (Doc. No. 67) ought to pass in a new draft with the same title (Doc. No. 308) [Messrs. Edwin U. Curtis of Boston, Coolidge of Milton, Barnes of Weymouth, Anderson of Newton, Pelletier of Boston and Walcott of Cambridge dissenting]. Special privileges and class distinctions (limited pensions).

By Mr. Coombs of Worcester, for the committee on Education, on resolutions Nos. 24, 73 and 157 and on a petition accompanied by resolution No. 158, a Resolution relative to universities and colleges and to the encouragement of literature (Doc. No. 309). Universities and colleges; encouragement of literature.

Mr. Gates of Westborough, for the committee on the Executive, to whom was referred the Resolution relative to extending the application of the decisions of the Supreme Judicial Court as to the police power, so called (Doc. No. 3), reported the same without recommendation. Police power, — decisions of the Supreme Judicial Court.

By Mr. Lufkin of Essex, for the same committee, on resolutions Nos. 77 and 160, a Resolution relative to the pardoning power (Doc. No. 310). Pardoning power.

By Mr. Quincy of Boston, for the same committee, on resolutions Nos. 74, 76, 78, 165 and 166, a Resolution relative to the powers and responsibilities of Governor (Doc. No. 311). Governor, — powers and responsibilities.

## JOURNAL OF THE CONVENTION,

**General Court.—adjournments.**

By Mr. Luce of Waltham, for the committee on The General Court, that the Resolution relative to adjournments of the General Court (Doc. No. 83) ought to pass in a new draft with the same title (Doc. No. 312).

**Judicial power.—distribution and exercise.**

By Mr. Pillsbury of Wellesley, for the committee on Judicial Procedure, that the Resolution relative to the authority of the Supreme Judicial Court to prescribe method of procedure (Doc. No. 188) ought to pass in a new draft entitled "Resolution relative to the distribution and exercise of the judicial power" (Doc. No. 313).

**Id.**

By the same member, for the same committee, under the provisions of Rule 25, a Resolution relating to the distribution and exercise of the judicial power (Doc. No. 314).

**Women.—appointment as notaries public.**

By Mr. Morton of Fall River, for the committee on the Judiciary, on resolutions Nos. 92 and 214, a Resolution providing that women shall be eligible to appointment as notaries public (Doc. No. 315).

**Intoxicating liquors.—prohibition.**

By Mr. Underhill of Somerville, for the committee on the Liquor Traffic, on resolutions Nos. 50 and 98, a Resolution relative to the prohibition of the manufacture, sale, keeping for sale, importation, transportation and exportation of intoxicating liquors (Doc. No. 98) [Messrs. Lane of Boston, Moriarty of Boston, Mitchell of Springfield, James H. Brennan of Boston and Joseph M. Sullivan of Boston dissenting].

**Officers of the militia.—selection.**

By Mr. Bouvé of Hingham, for the committee on Military Affairs, under the provisions of Rule 25, a Resolution relative to the selection of officers of the militia (Doc. No. 316).

**Militia.—powers of Commander-in-Chief and General Court.**

By Mr. Walker of New Bedford, for the same committee, under the provisions of Rule 25, a Resolution relative to the powers of the Commander-in-Chief and of the General Court in matters concerning the militia (Doc. No. 317).

**Necessaries of life.—acquirement, sale and distribution by public authorities.**

By Mr. Anderson of Brookline, for the committee on Public Affairs, on resolutions Nos. 9, 10, 11, 51, 102, 104, 232, 233, 234, 235, 238, 239 and 240, a Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 318).

**State insurance.**

By the same member, for the same committee, that the Resolution relative to creating a state fire insurance fund (Doc. No. 108) ought to pass in a new draft entitled "Resolution to provide for state insurance" (Doc. No. 319).

**Homes for citizens.**

By the same member, for the same committee, on a part of resolution No. 100, on resolution No. 236, and on a petition accompanied by resolution No. 237, a Resolution to extend the power of the Commonwealth to provide homes for citizens (Doc. No. 320).

**Natural resources.—public interest.**

By the same member, for the same committee, that the Resolution defining private property title to natural resources (Doc. No. 231), ought to pass in a new draft entitled "Resolution relative to the public interest in natural resources" (Doc. No. 321).

**Historical and antiquarian property.—preservation.**

By the same member, for the same committee, that the Resolution relative to preserving property of historical or antiquarian interest (Doc. No. 247) ought to pass in a new draft entitled "Resolution relative to the preservation and maintenance of property of historical and antiquarian interest" (Doc. No. 322).

Mr. Washburn of Worcester, for the committee on Social Insurance, on resolutions Nos. 12, 13, 35, 36, 37, 38, 39, 54, 107, 109, 110, 111, 112, 113, 251, 252, 253, 254, 257 and 259, and on petitions accompanied by resolutions Nos. 255 and 258, reported submitting certain conclusions and resolutions [Mr. Bodfish of Barnstable dissenting] (Doc. No. 327). Social insurance.

On motion of Mr. Bodfish the views of the minority were ordered printed with the report.

By Mr. Brackett of Arlington, for the committee on Social Welfare, on the petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by resolution No. 261, a Resolution authorizing the General Court to enact laws establishing one day's rest in seven for employees (Doc. No. 323) [Mr. Flaherty of Boston dissenting]. Employees, — one day's rest in seven.

By Mr. Brackett of Arlington, for the same committee, that the Resolution authorizing cities and towns to take land for providing homes for citizens (Doc. No. 114) ought to pass in a new draft entitled "Resolution empowering the General Court to authorize cities and towns to take land for providing homes for citizens" (Doc. No. 324). Homes for citizens.

By Mr. Parkman of Boston, for the committee on State Finance, on resolution No. 124, and on so much of resolutions Nos. 278 and 279 as was referred to said committee, a Resolution relative to loaning the credit of the Commonwealth and the contracting of state debt (Doc. No. 326). State credit and state debt.

By the same member, for the same committee, on resolutions Nos. 57, 275, 276, 277 and 280, a Resolution providing for a state budget and the veto by the Governor of items or parts of items in appropriation bills (Doc. No. 325). [Messrs. Ferrey of Pittsfield, Lowe of Fitchburg, Dellinger of Wakefield, Theller of New Bedford and Finn of Chelsea dissenting from so much as allows the General Court to increase or add items.] State budget; vetoing of items in appropriation bills.

By Mr. Buttrick of Lancaster, for the committee on Suffrage, on resolutions Nos. 42, 58, 125 and 289, a Resolution to provide for absentee voting (Doc. No. 58). Absentee voting.

By Mr. Pelletier of Boston, for the committee on Bill of Rights who were directed, under an order adopted June 26, to "consider and report on the subject of further protection in the Bill of Rights against unjust and oppressive imprisonment of poor debtors", that no action is necessary thereon. Poor debtors, — unjust imprisonment.

By Mr. Merriam of Framingham, for the committee on the Judiciary, who were directed under an order adopted June 21 to "consider the expediency of so revising the Constitution as to give efficacy to the eleventh article of the Declaration of Rights, granting the subject a certain remedy in law, promptly and without delay", that it is inexpedient to amend this provision. Prompt remedy in law.

By the same member, for the same committee, to whom was referred the Resolution providing for the appointment, removal and retirement of judges and their tenure of office (Doc. No. 96), that the same be withdrawn at the request of the proponent. Judges, — appointment, removal, retirement and tenure.

By Mr. Anderson of Newton, for the committee on Bill of Rights, leave to withdraw, on the petition of Frank Ernest Rule. Recognition of the Golden Rule.

## JOURNAL OF THE CONVENTION,

- Judges, — election. Woodward and others, accompanied by Resolution providing for the recognition in the Bill of Rights of the Golden Rule as an indispensable element of the social and civic welfare of the people (Doc. No. 152).
- Industrial rights and social justice. By Mr. Morton of Fall River, for the committee on the Judiciary, leave to withdraw, on the petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution providing a method for the election of judges (Doc. No. 199).
- Certain institutions, — inspection. By Mr. Hobbs of Worcester, for the committee on Public Affairs, leave to withdraw, on the petition of Conrad Reno, accompanied by Resolution relative to industrial rights and social justice (Doc. No. 248).
- Accused persons, — right to stand mute. By Mr. Dutch of Winchester, for the committee on State Administration, leave to withdraw, on the petition of Susan E. Stevens, accompanied by Resolution relative to the inspection of certain public and private institutions (Doc. No. 263).
- Id.
- Law of the land. By Mr. Lomasney of Boston, for the committee on Bill of Rights, that the Resolution relative to removing privilege of accused to stand mute (Doc. No. 69) ought not to pass.
- Rights of the people. By the same member, for the same committee, that the Resolution relative to removing privilege of accused to stand mute without comment by court, jury or counsel (Doc. No. 70) ought not to pass [Mr. Walcott of Cambridge dissenting]. On motion of Mr. Walcott the views of the minority were ordered printed (Doc. No. 330).
- Rights of the people. By Mr. William H. Sullivan of Boston, for the same committee, that the Resolution relative to the law of the land (Doc. No. 143) ought not to pass [Messrs. Anderson of Newton, Swig of Taunton, Walcott of Cambridge and Merrill of Gloucester dissenting].
- Liberty of speech and of the press. By Mr. Barnes of Weymouth, for the same committee, that the Resolution providing that the enumeration of rights shall not impair or deny other rights of the people (Doc. No. 147) ought not to pass.
- Right to trial by jury. By Mr. Walcott of Cambridge, for the same committee, that the Resolution relative to the liberty of speech and of the press and of all important recognized media of thought transmission utilized to affect public opinion (Doc. No. 149) ought not to pass.
- Free exercise of religion. By Mr. Merrill of Gloucester, for the same committee, that the Resolution relative to the right to trial by jury (Doc. No. 151) ought not to pass.
- Council, — duties of county commissioners. By Mr. Stoeber of Adams, for the same committee, that the Resolution relative to the free exercise of religion (Doc. No. 153) ought not to pass.
- District attorneys, — appointment. By Mr. Jones of Melrose, for the committee on County and District Government, that the Resolution relative to giving the Council the powers and duties of county commissioners (Doc. No. 23) ought not to pass.
- By Mr. Mancovitz of Boston, for the same committee, that the Resolution providing for the appointment of district attorneys (Doc. No. 48) ought not to pass [Mr. Howard of Reading dissenting].

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By Mr. Ballantyne of Boston, for the same committee, that Certain county officers, — appointment. the Resolution relative to the manner of choice of district attorneys, clerks of courts, registers of probate and sheriffs (Doc. No. 71) ought not to pass.

By Mr. Lyman of Easthampton, for the same committee, that Id. the Resolution relative to appointment by the Governor of certain county officials (Doc. No. 154) ought not to pass.

By Mr. Jones of Melrose, for the same committee, that the Office of county commissioner, — abolition. Resolution relative to abolishing the office of county commissioner (Doc. No. 155) ought not to pass.

By the same member, for the same committee, that the Reso- Id. lution relative to the abolition of the office of county commis- sioner (Doc. No. 156) ought not to pass.

By Mr. Coombs of Worcester, for the committee on Education, School teachers, — leave of absence with pay. that the Resolution relative to leave of absence with pay for teachers in the public schools (Doc. No. 72) ought not to pass.

By Mr. Love of Webster, for the committee on the Executive, Councillors, — appointment. that the Resolution relative to the appointment of councillors by the Governor (Doc. No. 4) ought not to pass.

By Mr. Nutting of Leominster, for the same committee, that Elected officials, — removal by the Governor. the Resolution relative to empowering the Governor to remove from office certain officials elected by the people (Doc. No. 75) ought not to pass.

By Mr. Boyer of Lynn, for the same committee, that Id. the Resolution relative to the removal of certain elected officers (Doc. No. 167) ought not to pass.

By Mr. Dale of Watertown, for the same committee, that the Veto power of the Governor, — abolition. Resolution relative to abolishing the veto power of the Governor (Doc. No. 159) ought not to pass.

By Mr. Gartland of Boston, for the committee on The General Court, General Court, apportionment of members. that the Resolution relative to the apportionment of members of the General Court (Doc. No. 6) ought not to pass.

By the same member, for the same committee, that the Reso- Id. lution relative to the apportionment of members of the General Court (Doc. No. 169) ought not to pass.

By Mr. Fisher of Westford, for the same committee, that the Id. Resolution for proportional representation in the General Court (Doc. No. 45) ought not to pass [Mr. Morrill of Haverhill dissenting].

By Mr. Reidy of Boston, for the same committee, that Id. the Resolution providing for the election of members of the House of Representatives by a list system of proportional representation (Doc. No. 44) ought not to pass [Mr. Morrill of Haverhill dissenting].

By Mr. Crosby of Arlington, for the same committee, that Id. the Resolution relative to the establishment of districts for the election of Representatives to the General Court (Doc. No. 81) ought not to pass.

By the same member, for the same committee, that the Reso- Id. lution to provide for a more equitable method of establishing the districts for the election of Representatives to the General Court (Doc. No. 179) ought not to pass [Mr. Morrill of Haverhill dissenting].

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General Court,  
—apportion-  
ment of mem-  
bers.

By Mr. Tatman of Worcester, for the same committee, that the Resolution to provide for a more equitable and proportional representation in the House of Representatives (Doc. No. 180) ought not to pass [Mr. Morrill of Haverhill dissenting].

Senate, —  
presiding  
officer.

By Mr. Quinn of Sharon, for the same committee, that the Resolution relative to the presidency of the Senate (Doc. No. 25) ought not to pass [Mr. Morrill of Haverhill dissenting].

Id.

By the same member, for the same committee, that the resolution providing that the Lieutenant-Governor shall preside over the Senate (Doc. No. 84) ought not to pass [Mr. Morrill of Haverhill dissenting].

Single  
legislative  
body.

By Mr. Gartland of Boston, for the same committee, that the Resolution to provide for a legislature of a single chamber of twenty-five members (Doc. No. 168) ought not to pass [Mr. Morrill of Haverhill dissenting].

Id.

By Mr. Kinney of Boston, for the same committee, that the Resolution relative to the abolition of the Senate (Doc. No. 174) ought not to pass [Mr. Morrill of Haverhill dissenting].

Id.

By the same member, for the same committee, that the Resolution relative to abolishing the Senate and to establishing a single legislative body (Doc. No. 176) ought not to pass [Mr. Morrill of Haverhill dissenting].

Senate  
of sixteen  
members.

By Mr. Giddings of Great Barrington, for the same committee, that the Resolution providing that the Senate shall consist of sixteen members elected from congressional districts (Doc. No. 177) ought not to pass.

General Court,  
—biennial  
sessions.

By the same member, for the same committee, that the Resolution relating to biennial sessions of the General Court (Doc. No. 26) ought not to pass.

General  
Court, —  
limited  
sessions.

By Mr. Fisher of Westford, for the same committee, that so much of the Resolution providing for limited sessions of the General Court and biennial elections of members thereof (Doc. No. 87) as was referred to said committee ought not to pass.

Senate, —  
negative on  
the House.

By the same member, for the same committee, that the Resolution relative to the negative of the Senate on the House of Representatives (Doc. No. 173) ought not to pass [Mr. Morrill of Haverhill dissenting].

General  
Court, —  
power and  
authority.

By Mr. Reidy of Boston, for the same committee, that the Resolution defining the power and authority of the General Court (Doc. No. 82) ought not to pass [Mr. Morrill of Haverhill dissenting from so much as relates to quorum, to per diem compensation, to the right of citizens to propose legislation, and to hearings and reports of legislative committees].

General  
Court, —  
adjournment  
by the Gov-  
ernor.

By Mr. Gaylord of South Hadley, for the same committee, that the Resolution vesting in the Governor the right to adjourn or prorogue the General Court (Doc. No. 86) ought not to pass.

General  
Court, —  
delegation of  
powers.

By Mr. Morrill of Haverhill, for the same committee, that the Resolution relative to prohibiting the delegation of its powers by the General Court (Doc. No. 171) ought not to pass.

General  
Court, —  
volume of  
business; re-  
sponsibility.

By Mr. Moynihan of Boston, for the same committee, that the Resolution to limit the volume of business before the General Court and to fix individual responsibility for legislative action (Doc. No. 172) ought not to pass.

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By Mr. Malone of Greenfield, for the same committee, that the Resolution relative to the organization of the General Court (Doc. No. 178) ought not to pass [Messrs. Luce of Waltham and Kinney of Boston dissenting].

By Mr. Smith of Provincetown, for the same committee, that the Resolution to provide for the scrutiny of legislative bills by the Attorney-General (Doc. No. 175) ought not to pass.

By Mr. Kenefick of Palmer, for the committee on Judicial Procedure, that the Resolution to provide for securing freedom and equality of justice in the courts of the Commonwealth to all persons (Doc. No. 8) ought not to pass.

By Mr. French of Randolph, for the same committee, that the Resolution relative to the challenge of judge and jurors in civil causes (Doc. No. 28) ought not to pass.

By the same member, for the same committee, that the Resolution relative to the challenge of judge and jurors in criminal causes (Doc. No. 29) ought not to pass.

By Mr. Hutchings of Dedham, for the same committee, that the Resolution relative to the payment of costs to those acquitted of the charge of crime (Doc. No. 89) ought not to pass.

By Mr. Hibbard of Pittsfield, for the same committee, that the Resolution relative to statements by persons accused of crimes or offenses (Doc. No. 90) ought not to pass.

By Mr. MacMaster of Bridgewater, for the same committee, that the Resolution relating to the rules of evidence in the trial of causes in the courts of the Commonwealth (Doc. No. 189) ought not to pass.

By Mr. Mitchell of New Bedford, for the same committee, that the Resolution to provide for the framing and submission by the court to the jury of issues of fact in equity proceedings when requested by either party thereto (Doc. No. 190) ought not to pass.

By Mr. Burns of Pittsfield, for the committee on the Judiciary, that the Resolution relative to verdicts of juries in civil causes (Doc. No. 49) ought not to pass.

By Mr. Davis of Malden, for the same committee, that the Resolution to provide that five-sixths of any jury in civil actions may render a valid verdict after twelve hours deliberation (Doc. No. 203) ought not to pass.

By Mr. Shea of Dalton, for the same committee, that the Resolution relative to permitting a verdict in civil actions by less than the whole number of jurors (Doc. No. 204) ought not to pass.

By Mr. Maguire of Boston, for the same committee, that the Resolution relative to verdicts of juries in civil actions (Doc. No. 205) ought not to pass.

By Mr. Cusick of Boston, for the same committee, that the Resolution relative to the verdicts of juries and to trial by jury in cases relating to workmen's compensation (Doc. No. 206) ought not to pass.

By Mr. Costello of Boston, for the same committee, that the Resolution relative to the salaries of judicial officers (Doc. No. 91) ought not to pass.

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United States  
constitutional  
amendments,  
— popular  
referendum.

By Mr. Montague of Boston, for the same committee, that the Resolution to provide for the submission to the people of amendment or amendments to the Constitution of the United States before any action can be taken thereon by the General Court (Doc. No. 93) ought not to pass.

Taking of  
land, —  
right of  
eminent  
domain.

By Mr. Dresser of Worcester, for the same committee, that the Resolution relative to the right of the Commonwealth to take or to authorize the taking of land by eminent domain (Doc. No. 94) ought not to pass.

Taking of  
land  
for public  
use.

By the same member, for the same committee, that the Resolution providing that all takings of land by eminent domain shall be deemed a public use (Doc. No. 202) ought not to pass.

Judiciary, —  
nullification  
of laws.

By Mr. Merriam of Framingham, for the same committee, that the Resolution to prohibit the judiciary from nullifying or suspending laws (Doc. No. 97) ought not to pass.

Controversies  
concerning  
property, —  
trial by jury.

By Mr. Morton of Fall River, for the same committee, that the Resolution relating to trial by jury in all controversies concerning property (Doc. No. 207) ought not to pass.

Trial by jury  
in all cases at  
law.

By Mr. Stoneman of Boston, for the same committee, that the Resolution relative to right of trial by jury in all cases at law (Doc. No. 208) ought not to pass.

Public  
defender.

By Mr. Cusick of Boston, for the same committee, that the Resolution relative to establishing the office of public defender (Doc. No. 209) ought not to pass.

Id.

By the same member, for the same committee, that the Resolution relative to the election of a public defender (Doc. No. 210) ought not to pass.

Certain  
defendants, —  
counsel.

By the same member, for the same committee, that the Resolution relative to providing counsel for defendants charged with State Prison offences (Doc. No. 211) ought not to pass.

Minority of  
the Supreme  
Judicial Court,  
— constitu-  
tionality  
of law.

By Mr. Sullivan of Salem, for the same committee, that the Resolution enlarging the power of a minority of the Supreme Judicial Court in construing the constitutionality of law (Doc. No. 212) ought not to pass.

Governor,  
Council and  
General  
Court, —  
opinions of  
the Supreme  
Judicial  
Court.

By Mr. Williams of Brookline, for the same committee, that the Resolution relative to the authority of the Governor, Council and General Court to request opinions of the Supreme Judicial Court (Doc. No. 213) ought not to pass.

Clerks of  
courts, —  
selection by  
the justices.  
Judicial officers,  
— tenure of  
office.

By Mr. Burns of Pittsfield, for the same committee, that the Resolution relative to the selection of clerks of courts by the justices thereof (Doc. No. 215) ought not to pass.

Id.

By Mr. Wilson of Lowell, for the same committee, that the Resolution relative to the tenure of office of the judiciary (Doc. No. 191) ought not to pass.

By Mr. Costello of Boston, for the same committee, that the Resolution relative to the appointment of judicial officers for a term of seven years (Doc. No. 192) ought not to pass.

Id.

By Mr. Shea of Dalton, for the same committee, that the Resolution providing for the appointment of judges for specific terms (Doc. No. 193) ought not to pass [Mr. Maguire of Boston dissenting].

By Mr. Davis of Malden, for the same committee, that the Resolution relative to limiting the tenure of judicial officers to ten years (Doc. No. 194) ought not to pass.

By Mr. Wilson of Lowell, for the same committee, that the Resolution providing for a supervisor or commissioner of administrators and executors (Doc. No. 195) ought not to pass.

By Mr. Dresser of Worcester, for the same committee, that the Resolution relative to the taking of property for public uses (Doc. No. 196) ought not to pass.

By Mr. McAnarney of Quincy, for the same committee, that the Resolution relative to the election of judges (Doc. No. 95) ought not to pass.

By Mr. Sullivan of Salem, for the same committee, that the Resolution relative to the election of judges by the people (Doc. No. 197) ought not to pass [Mr. Maguire of Boston dissenting].

By Mr. Stoneman of Boston, for the same committee, that the Resolution relative to authorizing the General Court to provide for the election of judges (Doc. No. 198) ought not to pass.

By Mr. Williams of Brookline, for the same committee, that the Resolution relating to the election and recall of judicial officers (Doc. No. 200) ought not to pass [Mr. Maguire of Boston dissenting].

By Mr. Bergengren of Lynn, for the committee on the Liquor Traffic, that the Resolution relative to prohibiting the manufacture and sale of intoxicating liquors containing more than twenty-five per cent of alcohol (Doc. No. 221) ought not to pass.

By Mr. Bouvé of Hingham, for the committee on Military Affairs, that the Resolution relating to the appointment of military officers, the numbers and organization of military forces and civil penalties to be inflicted by courts martial (Doc. No. 222) ought not to pass.

By the same member, for the same committee, that the Resolution relative to the militia of the Commonwealth (Doc. No. 223) ought not to pass.

By the same member, for the same committee, that the Resolution relative to the method of selecting and promoting officers in the militia (Doc. No. 224) ought not to pass.

By Mr. Coe of Worcester, for the committee on Municipal Government, that the Resolution relative to home rule for cities (Doc. No. 34) ought not to pass.

By the same member, for the same committee, that so much of the Resolution providing for home rule for cities and towns (Doc. No. 99) as was referred to said committee ought not to pass.

By the same member, for the same committee, that so much of the Resolution to provide for a larger measure of home rule for cities and towns (Doc. No. 100) as was referred to said committee ought not to pass.

By the same member, for the same committee, that the Resolution providing for granting a greater measure of home rule to cities and towns (Doc. No. 226) ought not to pass.

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- Municipal home rule. By the same member, for the same committee, that the Resolution to provide for home rule in municipalities in all matters not within general laws (Doc. No. 227) ought not to pass.
- Id.* By the same member, for the same committee, that the Resolution to provide for local self-government by municipalities (Doc. No. 228) ought not to pass.
- Id.* By the same member, for the same committee, that the Resolution relative to the authority of the General Court in the government of cities (Doc. No. 229) ought not to pass.
- Deserving public employees, — bonuses. By Mr. Besse of Newburyport, for the same committee, that the Resolution to authorize the payment of bonuses to deserving public employees (Doc. No. 230) ought not to pass.
- Public officers, — appointment to other positions. By Mr. Mahoney of Boston, for the committee on State Administration, that the Resolution relative to the appointment of certain public officials to public office while holding positions in the public service (Doc. No. 55) ought not to pass.
- Incompatibility of offices. By Mr. Bosworth of Springfield, for the same committee, that the Resolution relative to the incompatibility of offices (Doc. No. 119) ought not to pass, except as a minor perfecting amendment.
- State and county officers, — recall. By the same member, for the same committee, that the Resolution authorizing the General Court to pass laws providing for the recall of state and county officers (Doc. No. 121) ought not to pass [Mr. Mahoney of Boston dissenting].
- Natural resources, — regulation. By Mr. Langelier of Quincy, for the same committee, that the Resolution relative to legislative regulation of natural resources (Doc. No. 123) ought not to pass.
- Administrative departments, — changes. By Mr. Greenwood of Lowell, for the same committee, that the Resolution to provide against too frequent changes in the form of administrative departments of the Commonwealth (Doc. No. 268) ought not to pass.
- Boards and commissions, — ordinances. By Mr. Waterman of Williamstown, for the same committee, that the Resolution relative to the issuing of ordinances by departments, commissions, boards and other administrative agencies (Doc. No. 269) ought not to pass.
- State officers, — four-year term; recall of Governor. By Mr. Bailey of Somerville, for the same committee, that the Resolution providing for a four-year term for elective state officers, including a recall provision in the case of Governor (Doc. No. 270) ought not to pass.
- Public Service Commission, — election. By Mr. Robbins of Chelmsford, for the same committee, that the Resolution providing for the election of the members of the Public Service Commission (Doc. No. 271) ought not to pass.
- State election, — date. By Mr. Kneil of Westfield, for the committee on Suffrage, that the Resolution relative to the date for holding the annual state election (Doc. No. 14) ought not to pass.
- Equal suffrage. By the same member, for the same committee, that the Resolution providing for equal suffrage for men and women (Doc. No. 130) ought not to pass [Messrs. Newton of Everett, Webster of Haverhill, Sawyer of Ware and Corrigan of Natick dissenting].
- Id.* By the same member, for the same committee, that the Resolution to provide for equal rights of suffrage for all citizens regardless of sex (Doc. No. 284) ought not to pass [Messrs. Newton of Everett, Webster of Haverhill, Sawyer of Ware and Corrigan of Natick dissenting].

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By Mr. Sawyer of Ware, for the same committee, that the Resolution providing for biennial elections of state officers, councillors and members of the General Court, and for biennial sessions of the General Court (Doc. No. 40) ought not to pass. Biennial elections and legislative sessions.

By the same member, for the same committee, that the Resolution to provide for biennial elections of state officers, councillors and members of the General Court (Doc. No. 126) ought not to pass [Mr. Gallagher of Boston dissenting]. Biennial elections.

By the same member, for the same committee, that so much of the Resolution providing for limited sessions of the General Court and biennial elections of members thereof (Doc. No. 87) as was referred to that committee ought not to pass. General Court, — limited sessions.

By Mr. Webster of Haverhill, for the same committee, that the Resolution providing that all persons qualified to become legal voters shall register and vote at elections (Doc. No. 41) ought not to pass. Elections, — compulsory voting.

By the same member, for the same committee, that the Resolution relative to compulsory voting at elections (Doc. No. 282) ought not to pass. Id.

By Mr. Gallagher of Boston, for the same committee, that the Resolution making aliens who have declared their intention of becoming citizens qualified to vote (Doc. No. 128) ought not to pass. Certain aliens, — right to vote.

By the same member, for the same committee, that the Resolution relative to the qualifications of voters (Doc. No. 286) ought not to pass. Id.

By the same member, for the same committee, that the Resolution to enable persons who have declared their intention to become citizens of the United States to vote in city and town elections (Doc. No. 287) ought not to pass. Id.

By Mr. Lynch of Milford, for the committee on Taxation, that the Resolution relative to the exemption from taxation of certain real estate held and used for homestead purposes (Doc. No. 16) ought not to pass. Homesteads, — tax exemption.

By Mr. Creamer of Lynn, for the same committee, that the Resolution relative to the levying of poll taxes (Doc. No. 62) ought not to pass. Poll taxes.

By Mr. Fitz-Randolph of Nantucket, for the same committee, that the Resolution to authorize the imposition and collection of poll taxes at varying rates for the purpose of inducing the full exercise of voting rights (Doc. No. 290) ought not to pass. Id.

By Mr. Tilton of Springfield, for the same committee, that so much of the Resolution providing for home rule for cities and towns (Doc. No. 99) as was referred to said committee ought not to pass. Municipal home rule.

By the same member, for the same committee, that so much of the Resolution to provide for a larger measure of home rule for cities and towns (Doc. No. 100) as was referred to said committee ought not to pass. Id.

By Mr. Fitz-Randolph of Nantucket, for the same committee, that the Resolution providing for the complete separation of the revenues and expenditures of the Commonwealth from those of the cities and towns (Doc. No. 132) ought not to pass. State and municipal finances, — separation.

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- Real estate, — uniform assessment.** By Mr. Adams of Concord, for the same committee, that the Resolution relative to uniformity in real estate assessments for taxation (Doc. No. 291) ought not to pass.
- Tax exemptions, — limit.** By Mr. Donoghue of Boston, for the same committee, that the Resolution to provide a limit to tax exemptions (Doc. No. 292) ought not to pass.
- Land values, — single tax.** By Mr. Trefry of Marblehead, for the same committee, that the Resolution to provide for the single tax upon land values (Doc. No. 293) ought not to pass.
- Id.** By the same member, for the same committee, that the Resolution relative to authorizing the single tax (Doc. No. 294) ought not to pass.
- Personal property, — complete returns.** By Mr. Good of Cambridge, for the same committee, that the Resolution to provide for true, complete and accurate returns of all personal properties which may be subject to taxation (Doc. No. 295) ought not to pass.
- Tax assessments, — publicity.** By Mr. Cox of Boston, for the same committee, that the Resolution to provide for full publicity of tax assessments (Doc. No. 297) ought not to pass [Messrs. Creamer of Lynn, Good of Cambridge and Donoghue of Boston dissenting].
- Real estate, — tax exemptions.** By Mr. Richardson of Ayer, for the same committee, that the Resolution relative to taxation of real estate (Doc. No. 298) ought not to pass.
- Aliens, — taxation.** By Mr. Feiker of Northampton, for the same committee, that the Resolution granting power to the General Court to levy taxes on persons and property of alien residents (Doc. No. 299) ought not to pass.
- Agricultural lands and products, — taxation.** By Mr. O'Connell of Boston, for the same committee, that the Resolution relative to the taxation of agricultural or farming lands and products (Doc. No. 300) ought not to pass.
- Real estate and incomes, — taxation.** By Mr. Good of Cambridge, for the same committee, that the Resolution relative to taxation of real estate and incomes (Doc. No. 301) ought not to pass.

*Bulletin of Information.*

The following order, the consideration of which was postponed from the last session, was adopted: —

**"Jury Trials in Injunction Contempt Cases."** *Ordered*, That the bulletin on "Jury Trials in Injunction Contempt Cases", prepared by the commission appointed to compile information and data for the Convention, be printed as a Convention document.

*Opinion of the Justices of the Supreme Judicial Court.*

The following order, the consideration of which was postponed from the last session, was considered: —

**Opinion of the Justices of the Supreme Judicial Court, — amendment of the Constitution.** *Whereas*, The War for the Union was fought by the Northern States upon the theory that the American Constitution was a permanent contract, unalterable except upon terms expressed in the contract itself; therefore be it

*Ordered*, That the Justices of the Supreme Judicial Court are requested to explain as promptly as possible to the Convention

why the Constitution of The Commonwealth of Massachusetts is not a similarly permanent contract, to be amended only upon the terms provided therein; and

*Whereas*, It is a recognized principle of legislation that the statute of latest date repeals all previous acts or parts of acts inconsistent therewith; therefore be it

*Ordered*, That the Justices are requested further to explain whether or not Amendment IX, providing for a two-thirds vote in two successive legislatures as a condition precedent to any amendment of our Constitution, forfeits or surrenders or repeals any previous method of amendment; and be it further

*Ordered*, That the Justices are requested to state whether an inherent right exists and has always existed on the part of a bare majority of the citizens voting at any election duly called for the purpose to disregard all existing provisions for more than a majority vote in changing any portion of the Constitution,—in other words, have the people of The Commonwealth of Massachusetts any right under the existing Constitution to provide for such deliberations and safeguards as shall protect a minority of its citizens against hasty and tyrannous action by a temporary majority in amending the Constitution?

After debate (Mr. Walker of Brookline being in the Chair) the order was rejected.

#### *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The following order was considered:—

*Ordered*, (1) That the work of the Massachusetts Constitutional Convention shall take the form of a main constitution and of a series of separate amendments, to be designated by the Convention.

Submission to  
the people of  
a constitution  
and amend-  
ments.

(2) That the main constitution shall be based upon the present Constitution and the amendments now in force, which shall be consolidated and arranged, as amended, in proper subdivisions under appropriate titles, omitting all articles, clauses and words not in force, and making no other changes in the provisions, and no substantive changes in the language thereof.

(3) That the main constitution, consolidated and arranged as aforesaid, and the separate amendments shall be submitted to a vote of the people in such form that the main constitution and each of the separate amendments shall be voted upon separately.

(4) That, in case the main constitution should not be adopted, those separate amendments that shall be adopted each for itself shall become amendments and parts of the present Constitution.

Mr. Horgan of Boston moved that the order be amended by the substitution of the following:—

*Ordered*, (1) That the work of the Massachusetts Constitutional Convention shall take the form of a main constitution.

(2) That the main constitution shall be based upon the present Constitution, the amendments thereof now in force as well as upon such amendments thereof as shall be submitted by this Convention to and approved by the people at the next general

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election, which shall be consolidated and arranged, as amended, in proper subdivisions under appropriate titles, omitting all articles, clauses and words not in force, and making no other changes in the provisions, and no substantive change in the language thereof.

(3) That the following question shall be submitted to the people at the same time that amendments shall be voted upon by them, namely: "Shall the Constitutional Convention of 1917 reconvene and proceed to consolidate and arrange the Constitution of Massachusetts as it may be amended by vote of the people into one whole and harmonious instrument without making any change in the intent thereof?"

(4) That, in case the people vote "No" upon said question, those separate amendments that may be adopted each for itself shall become amendments and parts of the present Constitution.

(5) That, in case the people vote "Yes" upon said question, the delegates to this Convention shall reconvene within ten days after the general election for the purpose of consolidating and arranging the Constitution and for such other purposes as to the Convention may seem meet and proper.

Mr. Horgan then moved that the order be laid on the table; which motion, after debate, was adopted.

Credentials of  
members of the  
Convention.

The report of the committee on Elections, no action necessary on the communication from Timothy L. Connolly of Boston requesting the Convention to appoint a committee on Credentials and that opportunity be given for appearance before said committee to protest against the holding of seats by certain members of the Convention, was accepted.

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At twenty-six minutes before three o'clock, on motion of Mr. Aylward of Cambridge (Mr. Walker of Brookline being in the Chair), the Convention adjourned, to meet to-morrow at two o'clock P.M.

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WEDNESDAY, July 18, 1917.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by Rev. Francis E. Webster of Waltham,  
a member of the Convention.

### *Petitions.*

Mr. Anderson of Brookline presented a petition of Conrad Reno and others for a hearing in the city of Springfield on the Resolution (Doc. No. 248) relative to industrial rights and social justice, and the same was referred to the committee on Rules and Procedure.

Industrial  
rights and  
social justice.

Petitions were severally presented as follows:—

By Mr. Bailey of Somerville, petition of the First Baptist Church of Somerville in support of the Resolution to prohibit <sup>Public funds,</sup> ~~appropriations.~~ the support of sectarian institutions from public funds (Doc. No. 66).

By Mr. Bartlett of Newburyport, petition of the Second Congregational Parish of West Newbury; by Mr. Besse of Newburyport, petition of the Brotherhood Class of the Central Congregational Church of Newburyport; by Mr. Brooks of Worcester, petition of the Second Advent Christian Church of Worcester; by Mr. Bruce of Everett, petitions of the First Baptist Church of Everett and Fred A. Rivers and others; by Mr. Bryant of Milton, petition of the Baptist Church of Westwood; by Mr. Chandler of Somerville, petition of the Official Board of the First Methodist Episcopal Church of Somerville; by Mr. Clark of Brockton, petition of the Pilgrim Church Bible Class of North Weymouth; by Mr. Coe of Worcester, petition of the First Baptist Church of Worcester; by Mr. Curtis of Revere, petitions of the Trinity Congregational Church in Revere, the Revere Methodist Episcopal Church, Matthew Gosbee and others, the First Baptist Church of Revere and the First Methodist Episcopal Church of Chelsea; by Mr. Derbyshire of Lawrence, petition of the Parker Street Methodist Episcopal Church of Lawrence; by Mr. Doe of Franklin, petition of the First Baptist Church of Franklin; by Mr. Dutch of Winchester, petition of the First Baptist Church of Winchester; by Mr. French of Randolph, petition of the South Congregational Church of Brockton; by Mr. Foss of Springfield, petition of the Swedish Evangelical Mission Church of Springfield; by Mr. Hamilton of Athol, petition of the Congregational and Methodist churches of Dana and North Dana; by Mr. McKeon of Worcester, petitions of the Lincoln Square Baptist Church of Worcester and W. E. Daniels; by Mr. Merrill of Gloucester, petition of the First Baptist Church of Gloucester; by Mr. Newton of Everett, petitions of Millard A. Tibbets and others; by Mr. Washburn of

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Worcester, petition of the Cheney Bible Class of the Pleasant Street Baptist Church of Worcester; by Mr. Waterman of Williamstown, petition of the First Baptist Church of Williamstown; by Mr. Wellman of Topsfield, petition of the Wenham Baptist Church; and by Mr. Wood of Cambridge, petition of the Broadway Baptist Church of Cambridge, — severally in aid of the Resolution (Doc. No. 66) to prohibit the support of sectarian institutions from public funds, and protesting against the substitution of any amendment prohibiting appropriations of public money to private institutions.

Severally placed on file.

*Reports of Committees.*

Civil service;  
state board of  
control; com-  
mission on  
effective ad-  
ministration,  
etc.

By Mr. Langelier of Quincy, for the committee on State Administration, asking to be discharged from the further consideration of the Resolution providing that appointments and promotions in the civil service shall be made because of merit and fitness ascertained through open competition (Doc. No. 264), of the Resolution providing for a state board of control to replace existing commissions, boards and commissioners (Doc. No. 265), of the Resolution to establish a commission on effective administration (Doc. No. 266), and of the Resolution for systematizing the state administration and providing for a state civil service commission and the appointment of the state auditor (Doc. No. 267), and recommending that the same be referred to the committees on State Administration and the Executive, sitting jointly.

The report was read and accepted; and accordingly the resolutions were referred as recommended.

General Court,  
— power to  
levy taxes.

By Mr. Creamer of Lynn, for the committee on Taxation, on resolutions Nos. 15, 43, 60 and 131, a Resolution relative to the power of the General Court to impose and levy taxes (Doc. No. 332) [Messrs. Cox of Boston and Adams of Concord dissenting].

General Court,  
— apportion-  
ment of  
representa-  
tives.

By Mr. Moran of Fall River, for the committee on The General Court, leave to withdraw, on the petition of Martin Hays, accompanied by Resolution relative to the method of apportionment of representatives to the General Court (Doc. No. 181).

Aged and  
needy, —  
pensions.

By Mr. Flye of Holbrook, for the committee on Taxation, that the Resolution for a special tax to provide pensions for the aged and needy (Doc. No. 52) ought not to pass [Messrs. Good of Cambridge and Donoghue of Boston dissenting].

Franchises  
of business  
corporations,  
— taxation.

By Mr. Shanahan of Somerville, for the same committee, that the Resolution requiring proportional taxation of the franchise value of business corporations (Doc. No. 59) ought not to pass.

Taxation of  
property, —  
uniformity.

By Mr. Cox of Boston, for the same committee, that the Resolution relative to making uniform the application of all statutes relating to the taxation of property (Doc. No. 296) ought not to pass [Mr. Shaw of Revere dissenting].

The reports were severally read; and the resolutions and petition were referred, under the rule, to the Committee of the Whole.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The report of the committee on Elections, no action necessary, on the communication from Jasper N. Johnson of Medford, claiming to have been elected to membership in the Convention from the Twenty-fifth Middlesex Representative District (Doc. No. 328), was considered.

Jasper N.  
Johnson, —  
claim for a  
seat in the  
Convention.

Mr. Shaw of Revere moved that the report be recommitted; and this motion, after debate, was negatived.

The report was then accepted.

The report of the committee on Elections, leave to withdraw, on the communication from Patrick H. Jennings of Boston, claiming election as delegate at large and asking for an examination and recount of all ballots cast for delegates at large (Doc. No. 329), was considered.

Patrick H.  
Jennings, —  
claim for a  
seat in the  
Convention.

Mr. Timothy J. Driscoll of Boston moved that the report be amended by the substitution of the report of the minority of the committee, — recommending that the request of the petitioner be granted.

After debate the question was put, and 82 members voted in the affirmative and 143 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Moriarty of Boston; and on the roll call 106 members voted in the affirmative and 164 in the negative, as follows: —

## YEAS.

Messrs. Adams, Smith J.	Messrs. Donnelly, James P.
Barrett, James T.	Donovan, Daniel R.
Bauer, Ralph S.	Donovan, Thomas F.
Begley, John S.	Douglass, John J.
Bigney, Robert E.	Driscoll, Dennis D.
Boucher, Joseph Zoël	Driscoll, Timothy J.
Bouvé, Walter L.	Finn, E. Philip
Bowen, Patrick	Gallagher, Daniel J.
Boyden, Frank L.	Gartland, John J.
Brennan, James H.	Glazier, Frederick P.
Brennan, James J.	Good, John P.
Broderick, Patrick S.	Granfield, William J.
Callahan, Timothy F.	Green, Thomas H.
Carr, Edward	Hale, Matthew
Clark, Ezra W.	Hall, Frederick S.
Coleman, George W.	Harriman, Arthur N.
Coolidge, Louis A.	Harrington, Patrick H.
Corrigan, Robert S.	Hart, Albert Bushnell
Costello, Francis M.	Hicks, George H.
Coughlan, William J.	Keliher, John A.
Craven, John H.	Kelly, Luke L.
Creamer, Walter H.	Kenny, Herbert A.
Creed, James F.	Langelier, Louis F. R.
Cummings, John W.	Larson, Charles G.
Curtis, Charles P., Jr.	Leonard, Joseph J.
Daly, John W.	Lomasney, Martin M.
Delaney, Louis F.	MacMaster, Edward A.
Dellinger, Raymond P.	Maguire, James E.
Derbyshire, James H.	Mahoney, John J.

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Messrs. Mancovitz, David  
 Mansfield, John J.  
 Marshall, Daniel J.  
 Martin, Daniel A.  
 Martin, Martin L.  
 McCaffrey, George H., Jr.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 Merrill, George Frye  
 Mitchell, Charles  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Murphy, John L.  
 Myron, John F.  
 Nestor, Patrick F.  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.

Messrs. O'Connor, John D.  
 Pelletier, Joseph C.  
 Perry, Augustus W.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Reidy, Michael J.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigliano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, William H.  
 Sullivan, William J.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Whitehead, James  
 Wonson, Carlton W.

## NAYS.

Messrs. Adams, Brooks  
 Adams, Charles Francis  
 Adams, Scott  
 Anderson, Frederick L.  
 Anderson, George W.  
 Avery, Nathan P.  
 Aylward, James F.  
 Bailey, Charles O.  
 Bailey, J. Warren  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barker, Warren S.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bassett, Edmund  
 Batchelder, Albert W.  
 Bates, Sanford  
 Bergengren, Roy F.  
 Besse, Harold A.  
 Bicknell, Wallace H.  
 Blackmur, Paul R.  
 Bodfish, John D. W.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brine, Henry C.  
 Brooks, George F.  
 Brown, Samuel F.  
 Bruce, Charles  
 Bryant, Lincoln  
 Buck, Maurice A.  
 Bullock, William J.  
 Burns, William A.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Buttrick, Allan G.  
 Chandler, Leonard B.

Messrs. Chase, Mial W.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Cummings, Herbert E.  
 Curtis, Arthur B.  
 Curtis, Edwin U.  
 Dale, George H.  
 Davis, Elbridge G.  
 Davis, William R.  
 Dean, Robert A.  
 Delano, Robert T.  
 Doe, Orestes T.  
 Doran, James P.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Ellis, Theodore W.  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fisher, Edward  
 Fitz-Randolph, Reginald T.  
 Flaherty, William  
 Foss, George H.  
 Fraser, Eugene B.  
 French, Asa P.  
 Frost, Archie N.  
 Garland, Francis P.

**Messrs.** Gates, Joseph S.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Nesbit G.  
 Graumann, John  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Isaac Freeman  
 Hamilton, Andrew Foster  
 Harding, Clarence W.  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Howard, Charles P.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kilbon, John L.  
 Kinney, William S.  
 Kneil, Arthur S.  
 Knotts, J. Franklin  
 Lane, Daniel W.  
 Lane, Dwight F.  
 Leboeuf, Telephore  
 Linke, Fred R.  
 Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Love, Joseph A.  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lufkin, Willfred W.  
 Lummus, Henry T.  
 Lyman, Frank E.  
 Lynch, John C.  
 Malone, Dana  
 McAnarney, John W.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merriam, John M.

**Messrs.** Michelman, Joseph  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Newhall, Arthur N.  
 Parker, Herbert  
 Parkman, Henry  
 Putnam, Harry B.  
 Ray, Herbert L.  
 Richardson, Edward A.  
 Richardson, James P.  
 Rieutord, Louis O.  
 Robbins, Edward J.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Shea, John T.  
 Sherburne, Nelson  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweet, Joseph L.  
 Talbot, Harry R.  
 Tatman, Charles T.  
 Thompson, John L.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Waterman, George B.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wilson, William H.  
 Wing, Herbert  
 Winslow, Guy M.  
 Wood, Charles J.  
 Youngman, William S.

106 yeas; 184 nays.

Therefore the amendment was rejected. The report of the committee was then accepted.

*Taken from the Table.*

On motion of Mr. Richardson of Newton the following order was taken from the table: —

*Ordered,* (1) That the work of the Massachusetts Constitutional Convention shall take the form of a main constitution and of a series of separate amendments, to be designated by the Convention.

(2) That the main constitution shall be based upon the present Constitution and the amendments now in force, which shall be consolidated and arranged, as amended, in proper subdivisions under appropriate titles, omitting all articles, clauses and words

Submission to the people of a constitution and amendments.

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not in force, and making no other changes in the provisions, and no substantive changes in the language thereof.

(3) That the main constitution, consolidated and arranged as aforesaid, and the separate amendments shall be submitted to a vote of the people in such form that the main constitution and each of the separate amendments shall be voted upon separately.

(4) That, in case the main constitution should not be adopted, those separate amendments that shall be adopted each for itself shall become amendments and parts of the present Constitution.

Pending the question on the amendment previously moved by Mr. Horgan of Boston, the order was recommitted to the committee on Amendment and Codification of the Constitution, on further motion of Mr. Richardson.

*Procedure in Committee of the Whole.*

The consideration of the following order, offered by Mr. Quincy of Boston, was postponed until the next session, at the request of Mr. Horgan of Boston:—

Committee of the Whole, —  
procedure.

*Ordered*, That the Convention recognize the Committee of the Whole as a continuing body from sitting to sitting, to the extent of authorizing such committee to assign or postpone for consideration at a fixed future time any matter which is before it.

*Compensation of Officials and Their Assistants.*

Compensation of secretaries and Sergeant-at-Arms.

Mr. Curtis of Revere, for the committee on Contingent Expenses and Pay-Roll, who were instructed to determine and report the compensation to be paid the secretaries and the Sergeant-at-Arms, and such assistants in their respective departments as have been approved by the committee on Rules and Procedure, reported recommending the adoption of the accompanying order:—

*Ordered*, That the compensation to be paid the Secretary of the Constitutional Convention and his assistants, and the Sergeant-at-Arms and his assistants, be as follows:—

Secretary,	.	.	.	\$1,000 00
Assistant secretary,	.	.	.	700 00
Two clerical assistants,	.	.	.	4 00 per diem.
One clerical assistant,	.	.	.	3 00 per diem.
Sergeant-at-Arms,	.	.	.	1,000 00
One first assistant,	.	.	.	4 00 per diem.
One secretary,	.	.	.	3 50 per diem.
One document clerk,	.	.	.	3 50 per diem.
Two door keepers,	.	.	.	3 50 per diem.
One second clerk,	.	.	.	3 25 per diem.
One postmaster,	.	.	.	3 25 per diem.
Two assistant door keepers,	.	.	.	3 25 per diem.
Twenty-one messengers,	.	.	.	3 00 per diem.
Four pages,	.	.	.	2 50 per diem.
One assistant postmaster,	.	.	.	2 50 per diem.
One assistant document clerk,	.	.	.	3 00 per diem.
One porter,	.	.	.	2 00 per diem.

The several sums to be paid per diem as stated above to be paid only in so far as the Secretary and the Sergeant-at-Arms

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shall certify that their respective employees were actually in attendance upon the Convention or a committee thereof.

The report was read; and the order was placed in the Orders of the Day for the next session.

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Mr. Buttrick of Lancaster moved that the Convention adjourn, to meet to-morrow at two o'clock P.M. The motion was adopted; and, accordingly, at two minutes after four o'clock, the Convention adjourned.



# JOURNAL OF THE CONVENTION.

THURSDAY, July 19, 1917.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

## *Leave of Absence.*

On motion of Mr. Trefry of Marblehead, —

*Ordered*, That Mr. Avery of Holyoke be granted leave of <sup>Nathan</sup> <sub>P. Avery.</sub> absence, under Rule 13, because of duties devolving upon him as a member of a draft-exemption board.

## *Compensation of Various Employees.*

On motion of Mr. Lyman of Easthampton, —

*Ordered*, That the committee on Contingent Expenses and Pay-Roll be authorized to provide for compensation to be paid to certain State House employees upon whom extra duties and labors are imposed by reason of this Convention, — namely, members of the engineers' department, elevator men and watchmen, and that such compensation be paid upon a per diem basis. Engineers,  
elevator men,  
and watchmen,  
— compensa-  
tion.

## *Question of Privilege.*

Mr. Boyden of Deerfield rose to a question of privilege, and stated that, on the call of the yeas and nays, taken at the last session on the question of substituting the minority report for the report of the committee on Elections, leave to withdraw, on the communication from Patrick H. Jennings of Boston, claiming election as delegate at large and asking for an examination and recount of all ballots cast for delegates at large (Doc. No. 329), — he is recorded as voting in the affirmative; but that he voted in the negative. Mr. Boyden  
of Deerfield.

## *Petitions.*

Petitions were severally presented as follows: —

By Mr. Coleman of Boston, petition of the First Baptist Church of Charlestown; by Mr. Lowe of Fitchburg, petition of the Beth Eden Baptist Church of Fitchburg; by Mr. Luce of Waltham, petition of the Official Board of the Methodist Episcopal Church of Marlborough; and by Mr. Webster of Haverhill, petition of the Winter Street Free Baptist Church of Haverhill, — severally in aid of the Resolution (Doc. No. 66) to prohibit the support of sectarian institutions from public funds, and protesting against the substitution of any amendment prohibiting appropriations of public money to private institutions. Public funds,  
appropriations.

Severally placed on file.

*Committee Discharged.*

Public loans,  
— state  
supervision.

Mr. Parkman of Boston, for the committee on State Finance, reported, asking to be discharged from the further consideration of so much of the Resolution providing for a state budget, for the veto of items therein and for state financial supervision of public loans (Doc. No. 275) as relates to state financial supervision of public loans, and recommending that the same be referred to the committees on State Finance and Municipal Government, sitting jointly.

The report was read and accepted, and accordingly reference was made as recommended.

*Procedure in Committee of the Whole.*

The following order, the consideration of which was postponed from the last session, was referred to the committee on Rules and Procedure on motion of Mr. Quincy of Boston: —

Committee of  
the Whole, —  
procedure.

*Ordered*, That the Convention recognize the Committee of the Whole as a continuing body from sitting to sitting, to the extent of authorizing such committee to assign or postpone for consideration at a fixed future time any matter which is before it.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Compensation  
of secretaries  
and Sergeant-  
at-Arms.

The order relative to the compensation to be paid the Secretary of the Constitutional Convention and his assistants, and the Sergeant-at-Arms and his assistants, was adopted.

*Committee of the Whole.*

Committee of  
the Whole.

On motion of Mr. Luce of Waltham the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Luce to take the chair.

Subsequently Mr. Luce, for the Committee of the Whole, reported that the Resolution providing for an amendment of the preamble of the Constitution (Doc. No. 21);

The Resolution providing that the rights of individuals shall not prevent public authorities from controlling business enterprises in the interest of public welfare (Doc. No. 22); and

The Resolution relative to the free exercise of religion (Doc. No. 153), — severally ought not to pass;

Also that, on the petition of J. M. Foster, accompanied by Resolution relative to the preamble to the Constitution (Doc. No. 144); and

On the petition of Frank Ernest Woodward and others, accompanied by Resolution providing for the recognition in the Bill of Rights of the Golden Rule as an indispensable element of the social and civic welfare of the people (Doc. No. 152), — the petitioners severally have leave to withdraw;

And these resolutions and petitions were severally placed in the Orders of the Day for the next session.

THURSDAY, JULY 19, 1917.

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Mr. Luce also reported that the Resolution relative to the support of certain institutions from public funds (Doc. No. 306) was under consideration when the Committee rose.

*Next Session.*

Mr. Edwin U. Curtis of Boston moved that when the Convention adjourns to-day it adjourn to meet to-morrow at half-past ten o'clock A.M.

Adjournment  
and hour of  
meeting.

Mr. Twomey of Lawrence moved that when the Convention adjourns to-day it adjourn to meet on Tuesday next at one o'clock P.M.

The question was first put on the motion of Mr. Twomey, that having precedence under the rule; and after debate the motion was negatived, by a vote of 81 to 171.

Mr. Blackmur of Quincy moved that when the Convention adjourns to-day it adjourn to meet on Monday next at one o'clock P.M.; and this motion was negatived.

The motion of Mr. Curtis was then adopted.

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At twelve minutes before four o'clock, on motion of Mr. Merriam of Framingham, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

## COMMITTEE OF THE WHOLE,

## JOURNAL OF THE COMMITTEE OF THE WHOLE.

THURSDAY, July 19, 1917.

Mr. Luce of Waltham in the chair.

Method of procedure.

The Convention having resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket,—

Mr. Quincy of Boston moved that the Committee proceed to the calling of the Docket.

Mr. Lomasney of Boston moved that the motion of Mr. Quincy be amended by the substitution of the following: That the Docket be called by the Chair, and, on the request of a member, any matter may be passed for further action.

After debate the motion of Mr. Lomasney was adopted; and the motion of Mr. Quincy, as thus amended, was adopted.

Preamble of the Constitution.

The Resolution providing for an amendment of the preamble of the Constitution (Doc. No. 21) was first considered, and after debate the Committee voted that the resolution ought not to pass, as had been recommended by the committee on Bill of Rights.

Id.

The Committee voted to approve the report of the committee on Bill of Rights, leave to withdraw, on the petition of J. M. Foster, accompanied by Resolution relative to the preamble to the Constitution (Doc. No. 144).

Rights of individuals; public business enterprises.

The Committee voted that the Resolution providing that the rights of individuals shall not prevent public authorities from controlling business enterprises in the interest of public welfare (Doc. No. 22) ought not to pass, as had been recommended by the committee on Bill of Rights.

Free exercise of religion.

The Committee voted that the Resolution relative to the free exercise of religion (Doc. No. 153) ought not to pass, as had been recommended by the committee on Bill of Rights.

Golden Rule, —recognition.

The Committee voted to approve the report of the committee on Bill of Rights, leave to withdraw, on the petition of Frank Ernest Woodward and others, accompanied by Resolution providing for the recognition in the Bill of Rights of the Golden Rule as an indispensable element of the social and civic welfare of the people (Doc. No. 152).

The Resolution relative to the support of certain institutions from public funds (Doc. No. 306) was considered.

Mr. Anderson of Newton moved that the further consideration of the resolution be postponed until Tuesday, July 24, first in the Docket.

THURSDAY, JULY 19, 1917.

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Mr. Quincy of Boston raised the point of order that the Committee of the Whole, not being a continuing body, the motion to postpone was not in order.

The Chair stated that, in the national Senate, if he understood correctly, a motion to postpone might be entertained in Committee of the Whole, but that, in the national House, a motion to postpone might not be considered; and that the Chair was inclined to follow the procedure of the national House, inasmuch as its practice is in most particulars in conformity with that of the Parliament of Great Britain, whence came most of our parliamentary law. The Chair therefore declared the point of order well taken.

Without further action on the resolution Mr. Washburn of Worcester moved that the Committee rise and report progress; and this motion was adopted.

Accordingly the Committee rose.







# JOURNAL OF THE CONVENTION.

FRIDAY, July 20, 1917.

Met according to adjournment, at half-past ten o'clock A.M.  
Prayer was offered by Rev. Francis E. Webster of Waltham,  
a member of the Convention.

## *Committee Authorized to Sit.*

On motion of Mr. Brackett of Arlington, —  
*Voted*, That the committee on Social Welfare have leave to sit during the sessions of the Convention and of the Committee of the Whole.

Committee on  
Social Welfare,  
— sessions.

## *Daily Hour of Meeting.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, who were authorized to report rules and orders for the government of the Convention, reported, in part, recommending the adoption of the following order: —

*Ordered*, That, unless it shall be otherwise ordered, the hour of meeting shall be half-past ten o'clock A.M.; that, whenever the Convention is in session at one o'clock P.M., except on Fridays, the President shall declare a recess until two o'clock; and that, whenever the Convention is in session at one o'clock P.M. on Fridays, the President shall declare an adjournment until the following Tuesday.

Hours of  
meeting; recess;  
adjournment  
from Friday to  
Tuesday.

The report was read; and the order was considered under a suspension of the rule, on motion of Mr. Luce, and was adopted.

## *Petitions.*

Petitions were severally presented as follows: —

By Mr. Bryant of Milton, petitions of the First Baptist Church of Canton and the Mattapan Baptist Church; by Mr. Day of Winchendon, petition of the First Congregational Church of Royalston; by Mr. Hall of Orange, petition of the First Baptist Church of Orange; by Mr. Harding of Whitman, petitions of the Congregational and Baptist churches of Whitman and the men's classes of the First Baptist Church of Whitman; by Mr. Hibbard of Pittsfield, petition of the First Baptist Church of Pittsfield; by Mr. Lane of Dighton, petition of the Congregational Church of East Taunton; by Mr. Powers of Newton, petition of the Allston Baptist, Methodist and Congregational churches; and by Mr. Stoeber of Adams, petition of the Men's Bible Class of the First Baptist Church of Cheshire: — severally in aid of the Resolution (Doc. No. 66) to prohibit the support of sectarian institutions from public funds, and protesting against the substitution of any amendment prohibiting appropriations of public money to private institutions.

## JOURNAL OF THE CONVENTION.

Biennial elections.

By Mr. Dutch of Winchester, a communication from the selectmen of the town of Winchester in favor of biennial elections.  
Severally placed on file.

*Reports of Committees.*

Property of educational institutions, — taxation.

By Mr. Good of Cambridge, for the committee on Taxation, that the Resolution providing for compensating cities and towns for loss of taxation on property of educational institutions (Doc. No. 61) ought to pass [Messrs. Cox of Boston, Trefry of Marblehead, Adams of Concord, Flye of Holbrook, Tilton of Springfield, Fitz-Randolph of Nantucket and Richardson of Ayer dissenting].

Cities and towns, — issue of bonds.

By Mr. Crafts of Whately, for the committees on County and District Government and Municipal Government, sitting jointly, that so much of the Resolution relative to the manner in which the General Court may authorize the issuance of bonds (Doc. No. 279) as relates to authorizing the issuance of bonds by any city, town or other civil division ought not to pass.

Cities and towns, — granting of credit.

By Mr. Bangs of Boston, for the committee on Municipal Government, that so much of the Resolution relative to granting the credit of the Commonwealth or its sub-divisions (Doc. No. 278) as relates to cities and towns ought not to pass.

The reports were read; and the resolutions were severally referred, under the rule, to the Committee of the Whole.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Preamble of the Constitution.

The Resolution providing for an amendment of the preamble of the Constitution (Doc. No. 21);

Rights of individuals; public welfare.

The Resolution providing that the rights of individuals shall not prevent public authorities from controlling business enterprises in the interest of public welfare (Doc. No. 22); and

Free exercise of religion.

The Resolution relative to the free exercise of religion (Doc. No. 153);

Were severally considered; and the proposals were severally rejected, as recommended by the Committee of the Whole.

Preamble to the Constitution.

The report of the committee on Bill of Rights, leave to withdraw, on the petition of J. M. Foster, accompanied by Resolution relative to the preamble to the Constitution (Doc. No. 144), was accepted, as recommended by the Committee of the Whole.

Golden Rule, — recognition.

The report of the committee on Bill of Rights, leave to withdraw, on the petition of Frank Ernest Woodward and others, accompanied by Resolution providing for the recognition in the Bill of Rights of the Golden Rule as an indispensable element of the social and civic welfare of the people (Doc. No. 152), was considered; and after debate it was accepted, as recommended by the Committee of the Whole.

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*Committee of the Whole.*

Mr. Luce of Waltham moved that the Convention resolve itself <sup>Committee of the Whole.</sup> into Committee of the Whole for the purpose of considering the matters on its Docket.

Pending the question, Mr. Bodfish of Barnstable offered the following order, there being no objection: —

*Ordered*, That, on Thursday, July 26, at two o'clock P.M., the Convention resolve itself into Committee of the Whole for the purpose of considering the report of the committee on the Judiciary on the Resolution relative to capital punishment (Doc. No. 31). <sup>Special assignment, — capital punishment.</sup>

After debate the order was referred to the committee on Rules and Procedure, on motion of Mr. Luce.

Mr. Sawyer of Ware moved that the motion of Mr. Luce be amended by adding at the end thereof the words "for two hours"; and this motion was negatived.

The motion of Mr. Luce was then adopted; and the President appointed Mr. Luce to take the chair.

Subsequently Mr. Luce, for the Committee of the Whole, reported that the Resolution relative to the support of certain institutions from public funds (Doc. No. 306) had been under consideration, but that no conclusion had been reached. <sup>Public funds, — appropriations.</sup>

*Statement Ordered Printed.*

On motion of Mr. Pelletier of Boston the statement of the chairman of the committee on Bill of Rights, made in Committee of the Whole on the Resolution relative to the support of certain institutions from public funds (Doc. No. 306), was ordered printed as a Convention document (Doc. No. 334).

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At seven minutes before one o'clock, on motion of Mr. Keliher of Boston, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.

## COMMITTEE OF THE WHOLE.

## JOURNAL OF THE COMMITTEE OF THE WHOLE.

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FRIDAY, July 20, 1917.

Mr. Luce of Waltham in the chair.

Public funds,  
—appropriations.

The Resolution relative to the support of certain institutions from public funds (Doc. No. 306) was considered further.

After debate, and without action on the resolution, Mr. Underhill of Somerville moved that the Committee rise; and this motion, after debate, was adopted.

Accordingly the Committee rose.

## JOURNAL OF THE CONVENTION.

TUESDAY, July 24, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Pray was offered by Rabbi Phineas Israeli of Boston.

### *Leave of Absence.*

On motion of Mr. Coe of Worcester, —

*Ordered*, That Mr. Logan of Worcester be granted leave of <sup>Mr. Logan of Worcester.</sup> absence, under Rule 13, until Tuesday, July 31, because of business at Washington in connection with national affairs.

### *Extension of Time for Certain Committees.*

On motion of Mr. Walsh of Fitchburg, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, the Executive, Public Affairs, Social Welfare, State Administration, State Administration and the Executive (sitting jointly), and State Finance and Municipal Government (sitting jointly) be granted until Tuesday, July 31, in which to report on the matters remaining before them. <sup>Reports of committees, extension of time.</sup>

### *Special Assignment — Capital Punishment.*

Mr. Williams of Brookline, for the committee on Rules and Procedure, to whom was referred the order That, on Thursday, July 26, at two o'clock P.M., the Convention resolve itself into Committee of the Whole for the purpose of considering the report of the committee on the Judiciary on the Resolution relative to capital punishment (Doc. No. 31), — reported recommending that the order be adopted.

The report was read, and the order was placed in the Orders of the Day for the next session.

### *Request for a Hearing in Springfield.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, to whom was referred the petition of Conrad Reno and others for a hearing in the city of Springfield on the Resolution relative to industrial rights and social justice (Doc. No. 248), — reported that it is inadvisable to grant the request. <sup>Industrial rights and social justice.</sup>

The report was read, and it was placed in the Orders of the Day for the next session.

### *Views on the Initiative and Referendum.*

The following order, offered by Mr. Parker of Lancaster, was referred, under the provisions of a standing order, to the committee on Rules and Procedure: —

Members of  
the committee  
on Initiative  
and Referen-  
dum, — print-  
ing of views.

*Ordered*, That the majority and minority members of the committee on Initiative and Referendum have leave to file with the Secretary of the Convention, on or before August first, and to have printed, statements of the grounds of their support of or dissent from the report of that committee.

Subsequently Mr. Parker, for the committee on Rules and Procedure, reported recommending that the order be adopted.

The report was read; and the order was considered under a suspension of the rule, on motion of the same member, and was adopted.

*Reports of Committees.*

"Legislature"  
for "General  
Court";  
"Supreme  
Court" for  
"Supreme  
Judicial  
Court".

Initiative and  
referendum.

Id.

Id.

Id.

Id.

Judicial  
appointments,  
— confirma-  
tion.

Hours of  
labor, —  
regulation.

By Mr. Blackmur of Quincy, for the committee on Form and Phraseology, who were directed under an order adopted July 10 to consider the expediency of substituting for the words "General Court", wherever they occur in the Constitution, the word "Legislature", and for the words "Supreme Judicial Court", wherever they occur therein, the words "Supreme Court", — that it is expedient to substitute for the words "General Court" the word "Legislature", except where the context makes the word "General Court" necessary; and that it is inexpedient to substitute for the words "Supreme Judicial Court" the words "Supreme Court".

The report was read, and it was referred, under the rule, to the Committee of the Whole.

By Mr. Walker of Brookline, for the committee on Initiative and Referendum, on resolutions Nos. 7, 183, 184 and 187, and on petition accompanied by resolution No. 186, a Resolution to provide for establishing the initiative and referendum (Doc. No. 335) [Messrs. Choate of Southborough, Parker of Lancaster, Powers of Newton, Lummus of Lynn, Churchill of Amherst, Youngman of Boston and Bailey of Newbury dissenting].

By Mr. Harriman of New Bedford, for the same committee, that the Resolution to provide for establishing the initiative and referendum for cities and towns (Doc. No. 27) ought not to pass.

By the same member, for the same committee, that the Resolution providing for the referendum by the General Court of acts and resolves and parts thereof (Doc. No. 88) ought not to pass.

By the same member, for the committee, that the Resolution to provide for the direct adoption of constitutional amendments by referendum to the people (Doc. No. 134) ought not to pass.

By the same member, for the same committee, that the Resolution relative to obtaining signatures in connection with the initiative and referendum (Doc. No. 185) ought not to pass.

By Mr. McAnarney of Quincy, for the committee on the Judiciary, that the Resolution to provide for the confirmation of judicial appointments by other than a political body (Doc. No. 201) ought not to pass.

By Mr. Donovan of Lawrence, for the committee on Labor, on resolutions Nos. 115, 117, 216 and 217, a Resolution authorizing the General Court to pass laws regulating and restricting the hours of labor (Doc. No. 336) [Messrs. Brown of Springfield, Collier of Gardner and Thompson of North Attleborough dissenting].

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By Mr. Boynton of Everett, for the same committee, leave to withdraw, on the petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution to insure safe construction in this Commonwealth (Doc. No. 218) [Mr. Donovan of Lawrence dissenting].

Mr. Lowell of Newton, for the committees on Labor and Judicial Procedure, sitting jointly, to whom were referred the resolutions Nos. 30, 146 and 150, and the petitions of the Massachusetts State Branch of the American Federation of Labor, accompanied by resolutions Nos. 219 and 220, reported that the resolutions ought not to pass and that the petitioners have leave to withdraw [Messrs. Brown of Brockton, Ross of New Bedford, Donovan of Lawrence, Shea of Cambridge and Skerrett of Worcester dissenting]. [For the views of the majority and of the minority see Doc. No. 337.]

By Mr. Flaherty of Boston, for the committee on Social Welfare, that the Resolution to provide for the regulation of advertising in public places (Doc. No. 53) ought not to pass [Messrs. Brackett of Arlington, Kelley of Rockland, Kilbon of Springfield and Sweet of Attleboro dissenting].

By the same member, for the same committee, that the Resolution relative to the power of the General Court to regulate smells, sights and sounds and the construction of buildings (Doc. No. 182) ought not to pass [Messrs. Brackett of Arlington, Kelley of Rockland, Kilbon of Springfield and Sweet of Attleboro dissenting].

By Mr. Brackett of Arlington, for the same committee, that the Resolution relative to the duty of the Commonwealth toward women before and after childbirth (Doc. No. 260) ought not to pass.

The reports were read, and the resolutions and petitions were severally referred, under the rule, to the Committee of the Whole.

*Committee of the Whole.*

On motion of Mr. Luce of Waltham the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Luce to take the chair.

Subsequently Mr. Luce, for the Committee, reported that the Resolution relative to the support of certain institutions from public funds (Doc. No. 306) had been under consideration, but that no conclusion had been reached.

At six minutes before one o'clock, on motion of Mr. Hall of Taunton, recess was taken until two o'clock P.M.; at which hour the Convention reassembled.

On motion of Mr. Luce of Waltham the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Luce to take the chair.

Subsequently Mr. Luce, for the Committee, reported that the Resolution relative to the support of certain institutions from public funds,

Safe construction.

Labor rights; injunctions in labor disputes.

Advertising in public places, — regulation.

Noxious smells, sights and sounds, — regulation.

Women before and after childbirth.

**JOURNAL OF THE CONVENTION,**

public funds (Doc. No. 306) had been under consideration, that it had been amended by the substitution of a new draft with the same title (Doc. No. 338), and that the Committee recommended that the resolution, as thus amended, ought to pass.

The resolution was read, and it was placed in the Orders of the Day for the next session for a second reading.

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At ten minutes before five o'clock, on motion of Mr. Montague of Boston, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

**JOURNAL OF THE COMMITTEE OF THE WHOLE.**

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TUESDAY, July 24, 1917.

Mr. Luce of Waltham in the chair.

The Resolution relative to the support of certain institutions from public funds (Doc. No. 306) was considered further.

Public funds,  
—appropriations.

Mr. Edwin U. Curtis of Boston moved that the resolution be amended by the substitution of a resolution with the same title (Doc. No. 338).

After debate Mr. Anderson of Newton, there being no objection, withdrew his dissent (see Doc. No. 307).

Mr. Washburn of Worcester moved that the amendment be amended by adding at the end thereof the following: "The General Court may make appropriations for scholarships in technical and engineering schools in which state scholarships now exist."

After further debate, and without action on the amendments, Mr. Edwin U. Curtis of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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After the recess the Committee resumed consideration of the above-named resolution, Mr. Luce being in the chair.

After debate the amendment previously moved by Mr. Washburn was rejected.

Mr. Bartlett of Newburyport moved that the amendment previously moved by Mr. Curtis be amended by adding at the end thereof the following: "But nothing herein contained shall prevent any city or town from expending money raised by taxation or otherwise, in the education of its school children in any school approved by the school committee and not under ecclesiastical or sectarian control."

The same member then moved that the Committee rise; and this motion, after debate, was negatived.

Mr. Bennett of Saugus moved that the amendment previously moved by Mr. Curtis be amended by striking out all after the word "expended", in line 17.

After further debate the amendments of Messrs. Bartlett and Bennett were severally rejected.

Mr. Adams of Springfield moved that the amendment previously moved by Mr. Curtis be amended by inserting after the

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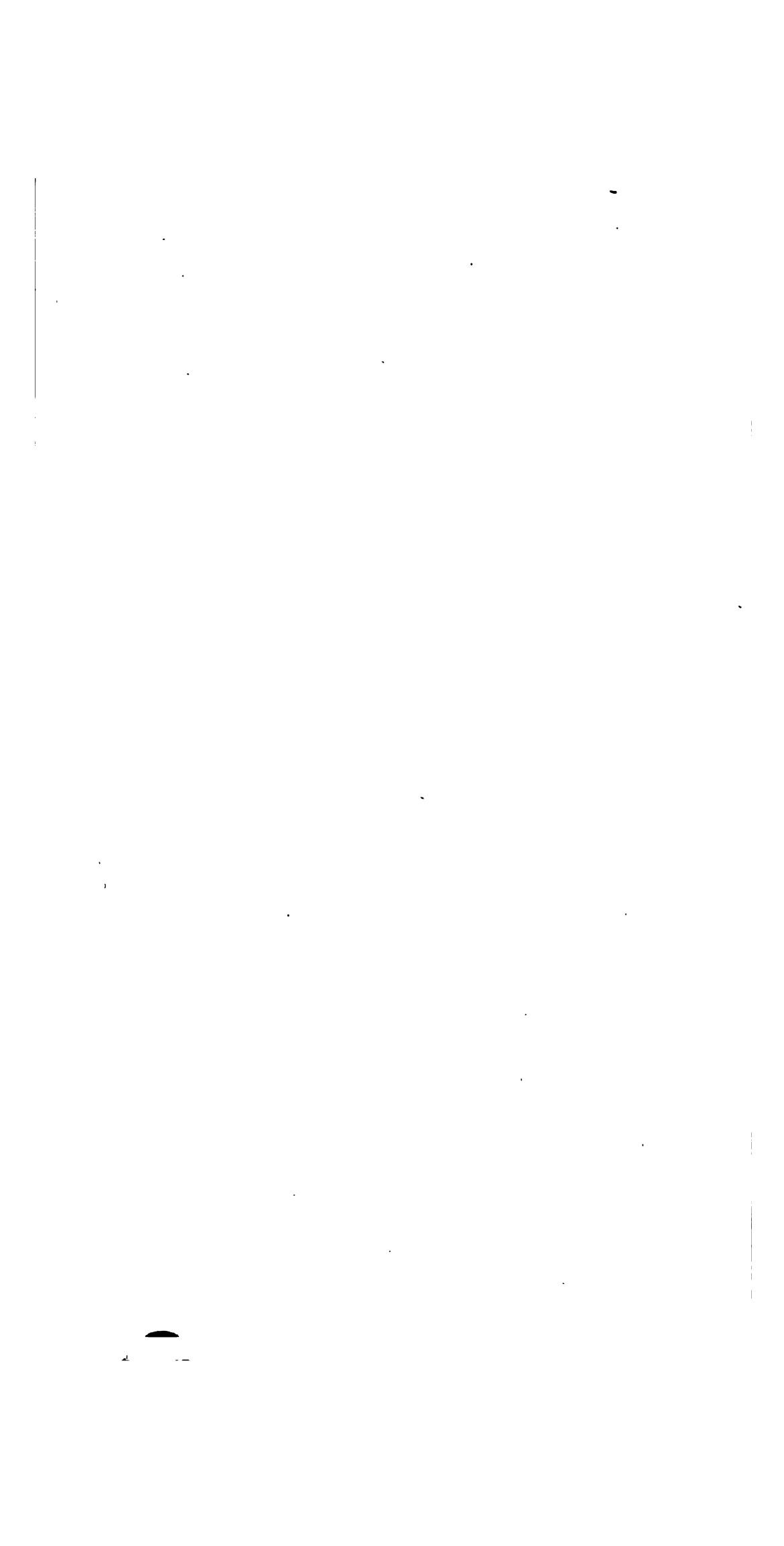
word "libraries", in line 33, the words "and museums connected therewith"; and this amendment, after debate, was rejected.

The amendment previously moved by Mr. Curtis was then adopted; and the Committee voted that the resolution, as thus amended, ought to pass.

Mr. Edwin U. Curtis of Boston then moved that the Committee rise; and this motion was adopted,

Accordingly the Committee rose.





# JOURNAL OF THE CONVENTION

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WEDNESDAY, July 25, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Warren P. Landers of Boston.

## *Petition.*

Mr. Kilbon of Springfield presented a communication from State prohibition. the Massachusetts Congregational Conference in favor of prohibiting the manufacture and sale of intoxicating liquors as beverages; and the same was placed on file.

## *Document Ordered Printed.*

On motion of Mr. George of Haverhill a Resolution relative to Charitable institutions, — inspection and support. the inspection and support of charitable institutions, was ordered printed as a Convention document. (Doc. No. 340).

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The report of the committee on Rules and Procedure, to whom was referred the petition of Conrad Reno and others for a hearing in the city of Springfield on the Resolution relative to industrial rights and social justice (Doc. No. 248), — that it is inadvisable to grant the request, was accepted. Hearing in the city of Springfield, — industrial rights and social justice.

The order That, on Thursday, July 26, at two o'clock P.M., the Convention resolve itself into Committee of the Whole for the purpose of considering the report of the committee on the Judiciary on the Resolution relative to capital punishment (Doc. No. 31), was considered. Special assignment, — capital punishment.

Mr. Bodfish of Barnstable moved that the order be amended by striking out "Thursday, July 26," and inserting in place thereof "Tuesday, July 31."

After debate the amendment was adopted; and the order, as amended, was adopted.

The Resolution relative to the support of certain institutions from public funds (Doc. No. 338) was read a second time. Public funds, — appropriations.

Mr. George of Haverhill moved that the Resolution be amended by the substitution of a Resolution guaranteeing freedom of religious worship and prohibiting religious discrimination and the public support of sectarian institutions (Doc. No. 341).

The same member then moved that the further consideration of the resolution be postponed until to-morrow.

## JOURNAL OF THE CONVENTION,

Mr. Pillsbury of Wellesley moved that the resolution be laid on the table; and this motion, after debate, was negatived. The motion to postpone was also negatived.

Mr. George then withdrew the amendment moved by him, there being no objection.

The resolution was then ordered to a third reading.

*Committee of the Whole.*

On motion of Mr. Washburn of Worcester the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Washburn to take the chair.

Vocational,  
trade and  
textile schools,  
— appropriations.  
Land takings  
for public  
purposes.

Id.

Taking of land  
by eminent  
domain.

Natural  
resources,  
— public  
interest.

Recess.

Courts, —  
freedom and  
equality of  
justice.

Public  
defender.

Id.

Subsequently Mr. Washburn, for the Committee, reported that the Resolution relative to appropriations for vocational, trade and textile schools (Doc. No. 148);

The Resolution providing that all takings of land by eminent domain shall be deemed a public use (Doc. No. 202);

The Resolution relative to the use of private property for public purposes (Doc. No. 142); and

The Resolution relative to the taking of property for public uses (Doc. No. 196), — severally ought not to pass;

And the resolutions were severally placed in the Orders of the Day for the next session.

Mr. Washburn also reported that the Committee recommended that the Resolution relative to the right of the Commonwealth to take or to authorize the taking of land by eminent domain (Doc. No. 94), with a pending amendment (see Doc. No. 339), be recommitted to the committee on the Judiciary; and

That the Resolution relative to the public interest in natural resources (Doc. No. 321), with pending amendments, be recommitted to the committee on Public Affairs.

The questions on these recommendations were put forthwith, and they were severally adopted; and accordingly the resolutions were recommitted.

At four minutes before one o'clock, on motion of Mr. Washburn of Middleborough, recess was taken until two o'clock; at which hour the Convention reassembled.

On motion of Mr. Washburn of Worcester the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Washburn to take the chair.

Subsequently (Mr. Pillsbury of Wellesley being in the chair) Mr. Washburn, for the Committee, reported that the Resolution to provide for securing freedom and equality of justice in the courts of the Commonwealth to all persons (Doc. No. 8);

The Resolution relative to establishing the office of public defender (Doc. No. 209);

The Resolution relative to the election of a public defender (Doc. No. 210);

The Resolution relative to providing counsel for defendants charged with state prison offences (Doc. No. 211); Certain defendants, — counsel.

The Resolution relative to the payment of costs to those acquitted of the charge of crime (Doc. No. 89); Acquittals, — costs.

The Resolution relative to the law of the land (Doc. No. 143); Law of the land.

The Resolution relative to statements by persons accused of crimes or offences (Doc. No. 90); Accused persons, — statements.

The Resolution relative to removing privilege of accused to stand mute (Doc. No. 69); Accused persons, — standing mute.

The Resolution relative to removing privilege of accused to stand mute without comment by court, jury or counsel (Doc. No. 70); Id.

The Resolution relative to the challenge of judge and jurors in criminal causes (Doc. No. 29); and Judge and jurors — challenge.

The Resolution relative to the challenge of judge and jurors in civil causes (Doc. No. 28), — severally ought not to pass; Id.

And the resolutions were severally placed in the Orders of the Day for the next session.

Mr. Washburn also reported that the Resolution relative to verdicts of juries in civil causes (Doc. No. 49) had been under consideration, but that no conclusion had been reached. Verdicts of juries.

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At five minutes before four o'clock, on motion of Mr. Bigney of Boston (Mr. Pillsbury of Wellesley being in the chair), the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

## COMMITTEE OF THE WHOLE,

## JOURNAL OF THE COMMITTEE OF THE WHOLE.

WEDNESDAY, July 25, 1917.

Mr. Washburn of Worcester in the chair.

Vocational,  
trade and  
textile schools,  
— appropri-  
ations.

The Committee voted that the Resolution relative to appropriations for vocational, trade and textile schools (Doc. No. 148) ought not to pass, as had been recommended by the committee on Bill of Rights.

Land takings  
for public  
purposes.

The Committee voted that the Resolution providing that all takings of land by eminent domain shall be deemed a public use (Doc. No. 202) ought not to pass, as had been recommended by the committee on the Judiciary.

Id.

The Resolution relative to the right of the Commonwealth to take or to authorize the taking of land by eminent domain (Doc. No. 94) was considered.

Mr. Dresser of Worcester moved that the resolution be amended by the substitution of a Resolution extending the right of excess condemnations (Doc. No. 339).

The same member moved that the Committee recommend that the resolution and pending amendment be recommitted to the committee on the Judiciary; and this motion was adopted.

Id.

The Committee voted that the Resolution relative to the use of private property for public purposes (Doc. No. 142) ought not to pass, as had been recommended by the committee on Bill of Rights.

Id.

The Committee voted that the Resolution relative to the taking of property for public uses (Doc. No. 196) ought not to pass, as had been recommended by the committee on the Judiciary.

Natural  
resources, —  
public interest.

The Resolution relative to the public interest in natural resources (Doc. No. 321) was considered.

Mr. Clapp of Lexington moved that the resolution be amended by striking out, in line 3, the word "agricultural,".

The same member moved that the Committee recommend that the Resolution and pending amendment be recommitted to the committee on Public Affairs.

Mr. Charbonneau of Lowell moved that the resolution be amended by inserting after the word "taking", in line 6, the words "by such public body as it may designate,".

Mr. Pillsbury of Wellesley moved that the resolution be amended by inserting before the word "agricultural", in line 3, the word "undeveloped".

Mr. Montague of Boston moved that the resolution be amended by striking out the comma after the word "agricultural", in line 3, and inserting in place thereof the words "land and of".

Mr. O'Connell of Boston moved that the resolution be amended by striking out, in lines 3 and 4, the words "agricultural, mineral, forest and water", and inserting in place thereof the words "all the natural".

Mr. Dresser of Worcester moved that the resolution be amended by striking out the comma after the word "mineral", in line 4, and inserting in place thereof the word "and"; and by striking out, in line 4, the words "and water", and in line 8 the words "water and".

After debate the motion of Mr. Clapp, that the Committee recommend that the resolution and pending amendments be re-committed, was adopted.

Mr. Montague of Boston then moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

After the recess the Committee resumed consideration of the matters on its Docket, Mr. Washburn being in the chair.

Courts, —  
freedom and  
equality of  
justice.

The Committee voted that the Resolution to provide for securing freedom and equality of justice in the courts of the Commonwealth to all persons (Doc. No. 8) ought not to pass, as had been recommended by the committee on Judicial Procedure.

The Resolution relative to the election of a public defender (Doc. No. 209) was considered; and after debate the Committee voted that the resolution ought not to pass, as had been recommended by the committee on the Judiciary.

The Committee voted that the Resolution relative to the election of a public defender (Doc. No. 210) ought not to pass, as had been recommended by the committee on the Judiciary.

The Committee voted that the Resolution relative to providing counsel for defendants charged with state prison offences (Doc. No. 211) ought not to pass, as had been recommended by the committee on the Judiciary.

Certain  
defendants,  
— counsel.

The Committee voted that the Resolution relative to the payment of costs to those acquitted of the charge of crime (Doc. No. 89) ought not to pass, as had been recommended by the committee on the Judiciary.

Acquittals,  
— payment  
of costs.

The Resolution relative to the law of the land (Doc. No. 143) was considered; and after debate the Committee voted that the resolution ought not to pass, as had been recommended by the committee on Bill of Rights.

Law of  
the land.

The Committee voted that the Resolution relative to statements by persons accused of crimes or offences (Doc. No. 90) ought not to pass, as had been recommended by the committee on Judicial Procedure.

Accused  
persons, —  
statements.

## COMMITTEE OF THE WHOLE.

Accused persons, — standing mute.

The Committee voted that the Resolution relative to removing privilege of accused to stand mute (Doc. No. 69) ought not to pass, as had been recommended by the committee on Bill of Rights.

Id.

The Resolution relative to removing privilege of accused to stand mute without comment by court, jury or counsel (Doc. No. 70) was considered; and after debate the Committee voted that the resolution ought not to pass, as had been recommended by the committee on Bill of Rights.

Judge and jurors, — challenge.

The Resolution relative to the challenge of judge and jurors in criminal causes (Doc. No. 29) was considered; and after debate the Committee voted, 33 to 130, that the resolution ought not to pass, as had been recommended by the committee on Judicial Procedure.

Id.

The Committee voted that the Resolution relative to the challenge of judge and jurors in civil causes (Doc. No. 28) ought not to pass, as had been recommended by the committee on Judicial Procedure.

Verdicts of juries.

The Resolution relative to verdicts of juries in civil causes (Doc. No. 49) was considered.

Without action on the resolution, Mr. Stearns of Cambridge moved the Committee rise; and this motion was adopted.

Accordingly the Committee rose.





# JOURNAL OF THE CONVENTION.

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THURSDAY, July 26, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Roland D. Sawyer of Ware, a member of the Convention.

## *Petitions.*

Petitions were severally presented as follows: —

By Mr. Bartlett of Newburyport, petition of the Methodist Episcopal Church of Ipswich; and by Mr. Richardson of Ayer, petition of the Baptist Church of Shirley, — severally in aid of the Resolution to prohibit the support of sectarian institutions from public funds (Doc. No. 66) and protesting against the substitution of any amendment prohibiting appropriations of public money to private institutions. Severally placed on file.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

### Resolutions —

Relative to appropriations for vocational, trade and textile schools (Doc. No. 148);  
Vocational,  
trade and  
textile schools.

Providing that all takings of land by eminent domain shall be deemed a public use (Doc. No. 202);  
Land taking  
for public  
purposes.  
Id.

Relative to the use of private property for public purposes (Doc. No. 142);  
Id.

Relative to the taking of property for public uses (Doc. Id. No. 196);

To provide for securing freedom and equality of justice in the courts of the Commonwealth to all persons (Doc. No. 8);  
Equality of  
justice.

Relative to establishing the office of public defender (Doc. No. 209);  
Public  
defender.

Relative to the election of a public defender (Doc. No. 210);  
Id.

Relative to providing counsel for defendants charged with state prison offences (Doc. No. 211);  
Defendants,  
— counsel.

Relative to the payment of costs to those acquitted of the charge of crime (Doc. No. 89);  
Acquittals,  
— costs.

Relative to the law of the land (Doc. No. 143);  
Law of  
the land.

Relative to statements by persons accused of crimes or offences (Doc. No. 90);  
Accused  
persons,  
—  
standing mute.  
Id.

Relative to removing privilege of accused to stand mute (Doc. No. 69);  
Id.

Relative to removing privilege of accused to stand mute without comment by court, jury or counsel (Doc. No. 70);

Relative to the challenge of judge and jurors in criminal causes (Doc. No. 29); and  
Judge and  
jurors,  
—  
challenge.

## JOURNAL OF THE CONVENTION,

Judge and  
jurors.—  
challenge.

Relative to the challenge of judge and jurors in civil causes (Doc. No. 28);

Were severally considered; and the proposals were severally rejected, as recommended by the Committee of the Whole.

Committee of  
the Whole.

On motion of Mr. Quincy of Boston the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Quincy to take the chair.

Verdicts  
of juries.

Subsequently Mr. Quincy, for the Committee, reported that the Resolution relative to verdicts of juries in civil causes (Doc. No. 49) had been under consideration, but that no conclusion had been reached.

Recess.

At one o'clock, under the provisions of a standing order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

Committee of  
the Whole.

On motion of Mr. Quincy the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Quincy to take the chair.

Verdicts of  
juries.

Subsequently Mr. Quincy, for the Committee, reported that the Resolution relative to verdicts of juries in civil causes (Doc. No. 49);

Id.

The Resolution to provide that five sixths of any jury in civil actions may render a valid verdict after twelve hours' deliberation (Doc. No. 203);

The Resolution relative to the right of trial by jury in all cases at law (Doc. No. 208);

Verdicts of  
juries.

~~The Resolution relative to permitting a verdict in civil actions by less than the whole number of jurors (Doc. No. 204);~~

Id.

The Resolution relative to the verdicts of juries and to trial by jury in cases relating to workmen's compensation (Doc. No. 206);

Jury trials.

The Resolution relating to trial by jury in all controversies concerning property (Doc. No. 207);

Verdicts of  
juries.

The Resolution relative to verdicts of juries in civil actions (Doc. No. 205); and

Jury trials.

The Resolution relative to the right to trial by jury (Doc. No. 151), — severally ought not to pass;

And the resolutions were severally placed in the Orders of the Day for the next session.

*Next Session.*

Next session.

Mr. Burns of Pittsfield moved that when the Convention adjourns to-day it adjourn to meet on Tuesday next at half-past ten o'clock A.M.; and this motion, after debate, was negatived, by a vote of 66 to 107.

At seven minutes after four o'clock, on motion of Mr. Kenefick of Palmer, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

THURSDAY, JULY 26, 1917.

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## JOURNAL OF THE COMMITTEE OF THE WHOLE.

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THURSDAY, July 26, 1917.

Mr. Quincy of Boston in the chair.

The Resolution relative to verdicts of juries in civil causes (Doc. No. 49) was considered. Verdicts of juries.

Mr. Dutch of Winchester moved that the resolution be amended Id. by inserting at the beginning of line 4 the words "The General Court may provide that"; by striking out, in the same line, the article "a", and in line 5 the word "number" where it first occurs.

After debate, and without action on the amendment, Mr. Johnson of Worcester moved the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

After the recess the Committee resumed consideration of the Id. Resolution relative to verdicts of juries in civil causes (Doc. No. 49), Mr. Quincy being in the chair.

After debate the amendment previously moved by Mr. Dutch was rejected.

The Committee then voted to recommend that the resolution ought not to pass.

The Resolution to provide that five sixths of any jury in civil actions may render a valid verdict after twelve hours' deliberation (Doc. No. 203) was considered. Id.

Mr. Bates of Boston moved that the resolution be amended by the substitution of a resolution with the same title; and this amendment was rejected, by a vote of 30 to 150.

The Committee then voted to recommend that the resolution ought not to pass.

The Resolution relative to the right of trial by jury in all cases at law (Doc. No. 208) was considered; and after debate the Committee voted to recommend that the resolution ought not to pass. Right to trial by jury.

The Resolution relative to permitting a verdict in civil actions by less than the whole number of jurors (Doc. No. 204); Verdicts of juries.

The Resolution relative to the verdicts of juries and to trial by jury in cases relating to workmen's compensation (Doc. No. 206); and Verdicts of juries and jury trials.

## COMMITTEE OF THE WHOLE.

Property  
cases, —  
trial by jury.

The Resolution relating to trial by jury in all controversies concerning property (Doc. No. 207);

Were severally considered; and in each instance the Committee voted to recommend that the resolution ought not to pass.

Verdicts of  
juries.

The Resolution relative to verdicts of juries in civil actions (Doc. No. 205) was considered.

Mr. Twomey of Lawrence moved that the Committee rise; and this motion was negatived, by a vote of 49 to 110.

The Committee then voted to recommend that the resolution ought not to pass.

Right to trial  
by jury.

The Resolution relative to the right to trial by jury (Doc. No. 151) was considered; and the Committee voted to recommend that the resolution ought not to pass.

Mr. McAnarney of Quincy then moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

# JOURNAL OF THE CONVENTION.

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FRIDAY, July 27, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Reverend Philip A. Nordell, Assistant Adjutant-General, Department of Massachusetts, Grand Army of the Republic.

## *Next Session.*

Mr. Murphy of Chelsea moved that, when the Convention adjourns to-day, it adjourn to meet on Monday next at one o'clock P.M.; and this motion, after debate, was negatived.

## *Payment to the Widow of Walter F. Russell.*

The consideration of the following order, offered by Mr. Butler of Brockton, was postponed until the next session, at the request of Mr. Williams of Brookline: —

*Ordered*, That there be allowed and paid to Abigail A. Russell, widow of Walter F. Russell of Brockton, the compensation to which he would have been entitled as a member of the Convention from the Tenth Plymouth Representative District.

## *Report of a Committee.*

By Mr. Douglass of Boston, for the committees on State Finance and Municipal Government, sitting jointly, that so much of the Resolution providing for a state budget, for the veto of items therein and for state financial supervision of public loans (Doc. No. 275) as relates to state financial supervision of public loans ought not to pass [Messrs. Parkman of Boston, Lowe of Fitchburg, Codman of Brookline, Dellinger of Wakefield and McCaffrey of Boston, of the committee on State Finance, and Messrs. Bangs of Boston and Charles P. Curtis, Jr., of Boston, of the committee on Municipal Government, dissenting].

The report was read; and the resolution was referred, under the rule, to the Committee of the Whole.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

### Resolutions —

Relative to verdicts of juries in civil causes (Doc. No. 49);

To provide that five-sixths of any jury in civil actions may render a valid verdict after twelve hours' deliberation (Doc. No. 203);

Relative to the right of trial by jury in all cases at law (Doc. No. 208);

Verdicts of juries.

Id.

## JOURNAL OF THE CONVENTION,

Verdicts of Juries.

Id.

Trial by jury.

Relative to permitting a verdict in civil actions by less than the whole number of jurors (Doc. No. 204);

Relative to the verdicts of juries and to trial by jury in cases relating to workmen's compensation (Doc. No. 206); and

Relating to trial by jury in all controversies concerning property (Doc. No. 207);

Were severally considered; and the proposals were severally rejected, as recommended by the Committee of the Whole.

Verdicts of juries.

The Resolution relative to verdicts of juries in civil actions (Doc. No. 205) was considered; and after debate the proposal was rejected, as recommended by the Committee of the Whole.

Trial by jury.

The Resolution relative to the right to trial by jury (Doc. No. 151) was considered; and after debate the proposal was rejected, as recommended by the Committee of the Whole.

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Committee of the Whole.

On motion of Mr. Williams of Brookline the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Williams to take the chair.

Liberty of speech and press.

Subsequently Mr. Williams, for the Committee, reported that the Resolution relative to the liberty of speech and of the press and of all important recognized media of thought transmission utilized to affect public opinion (Doc. No. 149) ought not to pass; and the resolution was placed in the Orders of the Day for the next session.

Courts, — power.

Mr. Williams also reported that the Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47) had been under consideration, but that no conclusion had been reached.

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At one o'clock, under the provisions of a standing order, the President declared the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.

**FRIDAY, JULY 27, 1917.**

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**JOURNAL OF THE COMMITTEE OF THE WHOLE.**

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**FRIDAY, July 27, 1917.**

**Mr. Williams of Brookline in the chair.**

The Resolution relative to the liberty of speech and of the press and of all important recognized media of thought transmission utilized to affect public opinion (Doc. No. 149) was considered; and the Committee voted to recommend that the resolution ought not to pass.

The Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47) was considered.

After debate, and without action on the resolution, the chairman declared the meeting at an end, as the hour fixed for the adjournment of the Convention had arrived.



## JOURNAL OF THE CONVENTION.

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TUESDAY, July 31, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

The Secretary announced the absence of the President, and stated that Mr. Pillsbury of Wellesley had been appointed to perform the duties of the chair.

Prayer was offered by Reverend J. Franklin Knotts of Somerville, a member of the Convention.

### *Extension of Time for Certain Reports.*

On motion of Mr. Luce of Waltham, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, County and District Government, the Executive, the Judiciary, Public Affairs, Social Welfare, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, August 7, in which to report on the matters before them.

Reports of  
committees,  
extension  
of time.

### *Leave of Absence.*

On motion of Mr. Ross of New Bedford, —

*Ordered*, That Mr. Walker of New Bedford be granted leave <sup>George</sup> <sub>Walker.</sub> of absence, under Rule 13, because of duties devolving upon him as a member of a draft-exemption board.

Subsequently Mr. Bartlett of Newburyport was, at his request, granted leave of absence during the continuation of the heated term.

On motion of Mr. Howard of Reading, —

*Ordered*, That Mr. Newhall of Stoneham be granted leave <sup>Horace I.</sup> <sub>Bartlett.</sub> <sup>Arthur N.</sup> <sub>Newhall.</sub> of absence, under Rule 13, because of duties devolving upon him as a member of a draft-exemption board.

### *Committee Discharged.*

By Mr. Gates of Westborough, for the committee on the Executive, reported asking to be discharged from the further consideration of so much of the Resolution relative to the appointment of the Attorney-General by the Governor and of the district attorneys by the Attorney-General (Doc. No. 161) as relates to the appointment of district attorneys, and recommending that the same be referred to the committee on County and District Government.

District  
attorneys,  
appointment.

The report was read and accepted; and accordingly reference was made as recommended.

Next  
session.*Next Session.*

Mr. Powers of Newton moved that, when the Convention adjourns to-day, it adjourn to meet on Tuesday next.

After debate the question was put, and 103 members voted in the affirmative and 99 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Creamer of Lynn; and on the roll call 120 members voted in the affirmative and 130 in the negative, as follows: —

## YEAS.

Messrs. Adams, Brooks	Messrs. Driscoll, Timothy J.
Anderson, George W.	Ferry, James R.
Bailey, Charles O.	Flaherty, William
Balch, Francis N.	French, Asa P.
Ballantyne, John	Garland, Francis P.
Bangs, Francis R.	Gartland, John J.
Barnes, Clarence A.	Giddings, Charles
Barnes, George L.	Good, John P.
Barrett, James T.	Granfield, William J.
Bartlett, Horace I.	Green, Thomas H.
Bassett, Edmund	Hale, Edward R.
Bergengren, Roy F.	Hall, Frederick S.
Besse, Harold A.	Harrington, Patrick H.
Bicknell, Wallace H.	Hibbard, Charles E.
Blackmur, Paul R.	Hobbs, Clarence W., Jr.
Bolster, Percy G.	Horgan, Francis J.
Bosworth, Henry H.	Johnson, Charles R.
Bouvé, Walter L.	Keliher, John A.
Boyden, Frank L.	Kelley, George W.
Brennan, James J.	Kelly, Luke L.
Broderick, Patrick S.	Kenny, Herbert A.
Butler, A. Webster	Kinney, William S.
Buttrick, Allan G.	Knotts, J. Franklin
Callahan, Timothy F.	Lane, Daniel W.
Chandler, Leonard B.	Luce, Robert
Choate, Charles F., Jr.	Lummus, Henry T.
Churchill, George B.	Maguire, James E.
Clapp, Robert P.	McAnarney, John W.
Clark, Chester W.	Merriman, John M.
Codman, James M., Jr.	Merrill, George Frye
Coolidge, Louis A.	Moore, Charles D. C.
Cooney, Charles P.	Morton, James M.
Costello, Francis M.	Murley, Joseph J.
Cox, Guy W.	Myron, John F.
Crosby, J. Howell	O'Connell, Joseph F.
Cummings, Herbert E.	Parker, Herbert
Curtis, Arthur B.	Parkman, Henry
Curtis, Charles P., Jr.	Pelletier, Joseph C.
Curtis, Edwin U.	Perry, Augustus W.
Cusick, John F.	Peterson, Patrick
Dale, George H.	Pillsbury, Albert E.
Daly, John W.	Powers, Samuel L.
Davis, William R.	Ray, Herbert L.
Derbyshire, James H.	Robinson, George H.
Doe, Orestes T.	Shea, John T.
Donovan, Daniel R.	Sheehan, Christopher A.
Donovan, James A.	Smith, Jerome S.
Donovan, Thomas F.	Smith, Rutherford E.
Doran, James P.	Sullivan, Edmund G.
Douglass, John J.	Sullivan, Joseph M.
Dresser, Frank F.	Sullivan, William J.

TUESDAY, JULY 31, 1917.

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**Messrs.** Tatman, Charles T.  
Theller, Ralph L.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Turner, Joseph  
Twomey, John C.  
Walcott, Robert  
Walsh, David I.

**Messrs.** Washburn, Albert H.  
Webster, Francis E.  
Weekes, George LeRoy  
Wellman, Arthur Holbrook  
Whipple, Sherman L.  
Williams, Fred Homer  
Wilson, William H.  
Wood, Charles J.  
Youngman, William S.

NAYS.

**Messrs.** Adams, Charles Francis  
Adams, Smith J.  
Anderson, Frederick L.  
Aylward, James F.  
Bailey, J. Warren  
Batchelder, Albert W.  
Bates, Sanford  
Bauer, Ralph S.  
Bennett, Frank P.  
Bigney, Robert E.  
Bodfish, John D. W.  
Boucher, Joseph Zoël  
Boyer, Elmer E.  
Brennan, James H.  
Brine, Henry C.  
Brown, E. Gerry  
Brown, Samuel F.  
Bruce, Charles  
Bryant, Lincoln  
Bullock, William J.  
Burns, William A.  
Burrell, Fred J.  
Carr, Edward  
Chase, Mial W.  
Clark, Ezra W.  
Coleman, George W.  
Collier, David R.  
Collins, Samuel I.  
Coombs, Zelotes W.  
Corrigan, Robert S.  
Crafts, Lyman A.  
Creamer, Walter H.  
Daley, Peter  
Davis, Elbridge G.  
Dean, Robert A.  
Delaney, Louis F.  
Delano, Robert T.  
Donoghue, John A.  
Driscoll, Dennis D.  
Dutch, Charles Frederick  
Ellis, Theodore W.  
Finn, E. Philip  
Fitz-Randolph, Reginald T.  
Flynn, Maurice R.  
Foss, George H.  
Fraser, Eugene B.  
Frost, Archie N.  
Gates, Joseph S.  
George, Samuel W.  
Glazier, Frederick P.  
Gleason, Nesbit G.  
Hale, Matthew  
Hall, Elisha S.  
Hall, Isaac Freeman  
Hamilton, Andrew Foster

**Messrs.** Harding, Clarence W.  
Harriman, Arthur N.  
Hart, Albert Bushnell  
Hoitt, Augustus J.  
Howard, Charles P.  
Hutchings, Henry M.  
Jones, George R.  
Kenefick, Thomas W.  
Kilbon, John L.  
Lane, Dwight F.  
Langelier, Louis F. R.  
Larson, Charles G.  
Leboeuf, Telesphore  
Leonard, Joseph J.  
Linke, Fred R.  
Lomasney, Martin M.  
Loring, Augustus P.  
Love, Joseph A.  
Lowe, Arthur H.  
Lowell, James A.  
Lufkin, Willfred W.  
Lyman, Frank E.  
Lynch, John C.  
MacMaster, Edward A.  
Mahoney, John J.  
Malone, Dana  
Mansfield, John J.  
Martin, Daniel A.  
McCaffrey, George H., Jr.  
McCarthy, Charles F.  
McCormack, John W.  
McKeon, Francis P.  
Michelman, Joseph  
Mitchell, Charles  
Mitchell, John  
Montague, David T.  
Moran, William  
Moriarty, James T.  
Moynihan, James J.  
Murphy, John L.  
Nestor, Patrick F.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John P.  
O'Connor, John D.  
Parker, George S.  
Quincy, Josiah  
Quinn, Timothy F.  
Reidy, Michael J.  
Richardson, Edward A.  
Richardson, James P.  
Rieutord, Louis O.  
Robbins, Edward J.  
Ross, Samuel  
Sawyer, Roland D.

## JOURNAL OF THE CONVENTION,

Messrs. Shea, John M.  
 Sherburne, Nelson  
 Sparrell, Ernest H.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Swig, Louis  
 Talbot, Harry R.  
 Thompson, Edward

Messrs. Walker, Joseph  
 Washburn, Charles G.  
 Waterman, George B.  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Wing, Herbert  
 Winslow, Guy M.  
 Wonson, Carlton W.

120 yeas; 130 nays.

Therefore the motion of Mr. Powers was negative.

*Daily Roll-Call — Record of Absentees.*

Daily roll call; record of absentees.

The consideration of the following order, offered by Mr. French of Randolph, was postponed until the next session, at the request of Mr. Lomasney of Boston: —

*Ordered*, That, on and after Wednesday, August 1, there shall be a roll-call of the Convention at the beginning of each session, and a record kept of the absentees.

*Committee on Leave of Absence.*

The consideration of the following order, offered by Mr. French of Randolph, was postponed until the next session, at the request of Mr. Malone of Greenfield: —

Committee on Leave of Absence.

*Ordered*, That a committee of five on Leave of Absence be appointed by the President, to which applications on the part of members for leave of absence shall be referred, considered and reported, with its recommendations, to the Convention; and unless excused by the Convention such applicants shall be required to attend.

*Payment to the Widow of Walter F. Russell.*

The following order, the consideration of which was postponed from the last session, was considered: —

Widow of Walter F. Russell of Brockton.

*Ordered*, That there be allowed and paid to Abigail A. Russell, widow of Walter F. Russell of Brockton, the compensation to which he would have been entitled as a member of the Convention from the Tenth Plymouth Representative District.

After debate Mr. Williams of Brookline moved that the order be referred to the committee on Contingent Expenses and Pay-Roll; and this motion was adopted.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Liberty of speech and press.

The Resolution relative to the liberty of speech and of the press and of all important recognized media of thought transmission utilized to affect public opinion (Doc. No. 149) was considered; and the proposal was rejected, as recommended by the Committee of the Whole.

*Motion to Adjourn.*

Mr. Sullivan of Salem moved that the Convention adjourn. *Adjournment.*  
The question was put, and 110 members voted in the affirmative  
and 106 in the negative.

The sense of the Convention was then taken by yeas and nays,  
at the request of Mr. Creamer of Lynn; and on the roll call 116  
members voted in the affirmative and 133 in the negative, as  
follows: —

## YEAS.

Messrs. Adams, Brooks	Messrs. Granfield, William J.
Anderson, George W.	Hale, Matthew .
Aylward, James F.	Hall, Elisha S.
Bailey, Charles O.	Hall, Frederick S.
Balch, Francis N.	Harriman, Arthur N.
Ballantyne, John	Harrington, Patrick H.
Bangs, Francis R.	Hart, Albert Bushnell
Barker, Warren S.	Hibbard, Charles E.
Barrett, James T.	Hobbs, Clarence W., Jr.
Bartlett, Horace I.	Horgan, Francis J.
Batchelder, Albert W.	Johnson, Charles R.
Bates, Sanford	Kelley, George W.
Bennett, Frank P.	Kelley, Thomas R.
Bergengren, Roy F.	Kenny, Herbert A.
Besse, Harold A.	Kinney, William S.
Bicknell, Wallace H.	Knotts, J. Franklin
Blackmur, Paul R.	Lane, Daniel W.
Bolster, Percy G.	Loring, Augustus P.
Bouvé, Walter L.	Lowell, James A.
Brennan, James J.	Luce, Robert
Brine, Henry C.	Lufkin, Willfred W.
Broderick, Patrick S.	Lummus, Henry T.
Butler, A. Webster	Maguire, James E.
Callahan, Timothy F.	Mancovitz, David
Carr, Edward	McAnarney, John W.
Chase, Mial W.	Merriam, John M.
Choate, Charles F., Jr.	Merrill, George Frye
Churchill, George B.	Mitchell, Charles
Clapp, Robert P.	Moore, Charles D. C.
Codman, James M., Jr.	Morton, James M.
Coleman, George W.	Murley, Joseph J.
Coolidge, Louis A.	Myron, John F.
Cooney, Charles P.	O'Connell, Joseph F.
Costello, Francis M.	Parker, Herbert
Cox, Guy W.	Parkman, Henry
Crosby, J. Howell	Perry, Augustus W.
Cummings, Herbert E.	Pillsbury, Albert E.
Curtis, Arthur B.	Quinn, Timothy F.
Curtis, Charles P., Jr.	Robbins, Edward J.
Curtis, Edwin U.	Shea, John T.
Dale, George H.	Sheehan, Christopher A.
Derbyshire, James H.	Smith, Rutherford E.
Doe, Orestes T.	Sparrell, Ernest H.
Donovan, James A.	Sullivan, Edmund G.
Donovan, Thomas F.	Sullivan, Joseph M.
Douglass, John J.	Sullivan, William J.
Driscoll, Timothy J.	Swig, Louis
Ellis, Theodore W.	Tatman, Charles T.
Finn, E. Philip	Theller, Ralph L.
French, Asa P.	Thompson, Edward
Garland, Francis P.	Thompson, Hubert C.
Giddings, Charles	Turner, Joseph

## JOURNAL OF THE CONVENTION,

Messrs. Twomey, John C.  
 Walcott, Robert  
 Walsh, David I.  
 Washburn, Albert H.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook

Messrs. Whipple, Sherman L.  
 Williams, Fred Homer  
 Wilson, William H.  
 Wing, Herbert  
 Wonson, Carlton W.  
 Wood, Charles J.

## NAYS.

Messrs. Adams, Charles Francis  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Bailey, J. Warren  
 Barnes, Clarence A.  
 Bassett, Edmund  
 Bauer, Ralph S.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Bosworth, Henry H.  
 Boucher, Joseph Zoël  
 Boyer, Elmer E.  
 Brennan, James H.  
 Brown, E. Gerry  
 Brown, Samuel F.  
 Bruce, Charles  
 Bryant, Lincoln  
 Bullock, William J.  
 Burns, William A.  
 Burrell, Fred J.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Clark, Chester W.  
 Clark, Ezra W.  
 Collier, David R.  
 Collins, Samuel I.  
 Coombs, Zelotes W.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Crafts, Lyman A.  
 Creamer, Walter H.  
 Creed, James F.  
 Curtiss, Elmer L.  
 Cusick, John F.  
 Daley, Peter  
 Davis, Elbridge G.  
 Davis, William R.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Delano, Robert T.  
 Dellinger, Raymond P.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Doran, James P.  
 Dresser, Frank F.  
 Driscoll, Dennis D.  
 Dutch, Charles Frederick  
 Ferry, James R.  
 Fitz-Randolph, Reginald T.  
 Flaherty, William  
 Flynn, Maurice R.  
 Fraser, Eugene B.  
 Frost, Archie N.  
 Gartland, John J.  
 Gates, Joseph S.  
 George, Samuel W.

Messrs. Glazier, Frederick P.  
 Gleason, Nesbit G.  
 Greenwood, Hamlet S.  
 Hale, Edward R.  
 Hamilton, Andrew Foster  
 Harding, Clarence W.  
 Hoitt, Augustus J.  
 Howard, Charles P.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelly, Luke L.  
 Kenehick, Thomas W.  
 Kilbon, John L.  
 Lane, Dwight F.  
 Langelier, Louis F. R.  
 Larson, Charles G.  
 Leboeuf, Telephore  
 Leonard, Joseph J.  
 Linke, Fred R.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lowe, Arthur H.  
 Lyman, Frank E.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Mahoney, John J.  
 Mansfield, John J.  
 Marshall, Daniel J.  
 McCaffrey, George H., Jr.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McKeon, Francis P.  
 Michelman, Joseph  
 Mitchell, John  
 Montague, David T.  
 Moran, William  
 Moriarty, James T.  
 Moynihan, James J.  
 Murphy, John L.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John P.  
 O'Connor, John D.  
 Parker, George S.  
 Quincy, Josiah  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Richardson, Edward A.  
 Richardson, James P.  
 Rieutord, Louis O.  
 Robinson, George H.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigliano, Alfred P.  
 Shea, John M.

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Messrs. Sherburne, Nelson  
Smith, Jerome S.  
Sullivan, Michael A.  
Sullivan, William H.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Talbot, Harry R.  
Thompson, John L.  
Trefry, William D. T.  
Walker, Joseph

Messrs. Washburn, Charles G.  
Waterman, George B.  
Webster, Francis E.  
Webster, George P.  
Wheeler, William  
White, John A.  
Whittier, Eugene P.  
Willett, George Franklin  
Winslow, Guy M.

116 yeas; 133 nays.

Therefore the motion of Mr. Sullivan was negative.

On motion of Mr. Jones of Melrose the Convention resolved Committee of itself into Committee of the Whole for the purpose of considering the Whole. the matters on its Docket.

The Chair (Mr. Pillsbury of Wellesley) appointed Mr. Jones as chairman of the Committee.

Subsequently Mr. Jones, for the Committee, reported that the Resolution limiting the power of the courts to declare statutes unconstitutional (Doc. No. 47) had been under consideration, but that no conclusion had been reached.

At one o'clock, under the provisions of a standing order, the Recess. Chair declared a recess until two o'clock, at which hour the Convention reassembled.

On motion of Mr. Jones of Melrose the Convention resolved Committee of itself into Committee of the Whole for the purpose of considering the Whole. the matters on its Docket.

The Chair appointed Mr. Jones as chairman of the Committee.

Subsequently Mr. Jones, for the Committee, reported that the Resolution relative to capital punishment (Doc. No. 31) ought not to pass.

Mr. Jones also reported that the Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47) had been under consideration, but that no conclusion had been reached.

At four minutes after four o'clock, on motion of Mr. Bryant of Milton, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

## COMMITTEE OF THE WHOLE.

## JOURNAL OF THE COMMITTEE OF THE WHOLE.

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TUESDAY, July 31, 1917.

**Mr. Jones of Melrose** in the chair.

Courts.—  
unconstitutionality of  
statutes.

The Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47) was considered.

After debate, and without action on the resolution, Mr. Luce of Waltham moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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After the recess the Committee resumed consideration of its Docket, Mr. Jones being in the chair.

Mr. Horgan of Boston moved that the Sergeant-at-Arms be requested to secure the presence of a quorum; and this motion was adopted.

Capital  
punishment.

On the appearance of a quorum the Resolution relative to capital punishment (Doc. No. 31), being a special assignment for two o'clock P.M., was considered; and after debate the Committee voted to recommend that the resolution ought not to pass.

Courts.—  
unconsti-  
tutionality of  
statutes.

The Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47) was then considered further.

Mr. Creamer of Lynn moved that the Committee recommend that the resolution be recommitted to the committee on the Judiciary, with instructions to divide the question and report on each paragraph.

After debate, and without action on the motion of Mr. Creamer, Mr. Luce of Waltham moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

# JOURNAL OF THE CONVENTION.

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WEDNESDAY, August 1, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Reverend Francis E. Webster of Waltham, a member of the Convention.

## *Daily Roll-Call — Record of Absentees.*

The following order, the consideration of which was postponed from the last session, was considered: —

*Ordered*, That, on and after Wednesday, August 1, there shall be a roll-call of the Convention at the beginning of each session, Daily roll call; record of absentees.

After debate the order was rejected.

## *Committee on Leave of Absence.*

The following order, the consideration of which was postponed from the last session, was considered: —

*Ordered*, That a committee of five on Leave of Absence be appointed by the President, to which applications on the part of members for leave of absence shall be referred, considered and reported, with its recommendations, to the Convention; and unless excused by the Convention such applicants shall be required to attend.

There being no objection, Mr. French of Randolph withdrew the order.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution relative to capital punishment (Doc. No. 31) Capital punishment. was considered; and the proposal was rejected, as recommended by the Committee of the Whole.

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On motion of Mr. Underhill of Somerville the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Underhill to take the chair.

Subsequently Mr. Underhill, for the Committee, reported that the Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47) had been under consideration, but that no conclusion had been reached.

At six minutes before one o'clock, on motion of Mr. Bailey of Somerville, recess was taken until two o'clock P.M.; at which hour the Convention reassembled.

## JOURNAL OF THE CONVENTION,

Committee of  
the Whole.

On motion of Mr. Underhill the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Underhill to take the chair.

Courts, —  
unconstitu-  
tionality of  
statutes.

Subsequently Mr. Underhill, for the Committee, reported that the Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47);

Id.

The Resolution to prohibit the judiciary from nullifying or suspending laws (Doc. No. 97); and

Id.

The Resolution enlarging the power of a minority of the Supreme Judicial Court in construing the constitutionality of law (Doc. No. 212), — severally ought not to pass;

And the resolutions were severally placed in the Orders of the Day for the next session.

*Adjournment.*

Adjournment.

Mr. Sullivan of Salem moved that when the Convention adjourns it adjourn to meet on Tuesday next.

Mr. Bryant of Milton moved that the Convention adjourn.

The question was put on the motion of Mr. Bryant, that motion having precedence; and the same prevailed.

Accordingly, at six minutes before four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

**JOURNAL OF THE COMMITTEE OF THE WHOLE.**

**WEDNESDAY, August 1, 1917.**

Mr. Underhill of Somerville in the chair.

The Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47) was considered. Courts, — unconstitutionality of statutes.

After debate Mr. Creamer of Lynn withdrew his pending motion (that the committee recommend that the resolution be re-committed to the committee on the Judiciary, with instructions to divide the question and report on each paragraph), there being no objection.

Mr. Creamer then moved that the resolution be amended by striking out the article of amendment and inserting in place thereof the following: "No law duly enacted by the General Court shall be nullified as unconstitutional except by the Supreme Judicial Court with the concurrence of not less than two-thirds of all the justices thereof."

After further debate, and without action on the amendment, Mr. Anderson of Brookline moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

After the recess the Committee resumed consideration of its Docket, Mr. Underhill being in the chair.

The Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47) was considered further. Courts, — unconstitutionality of statutes.

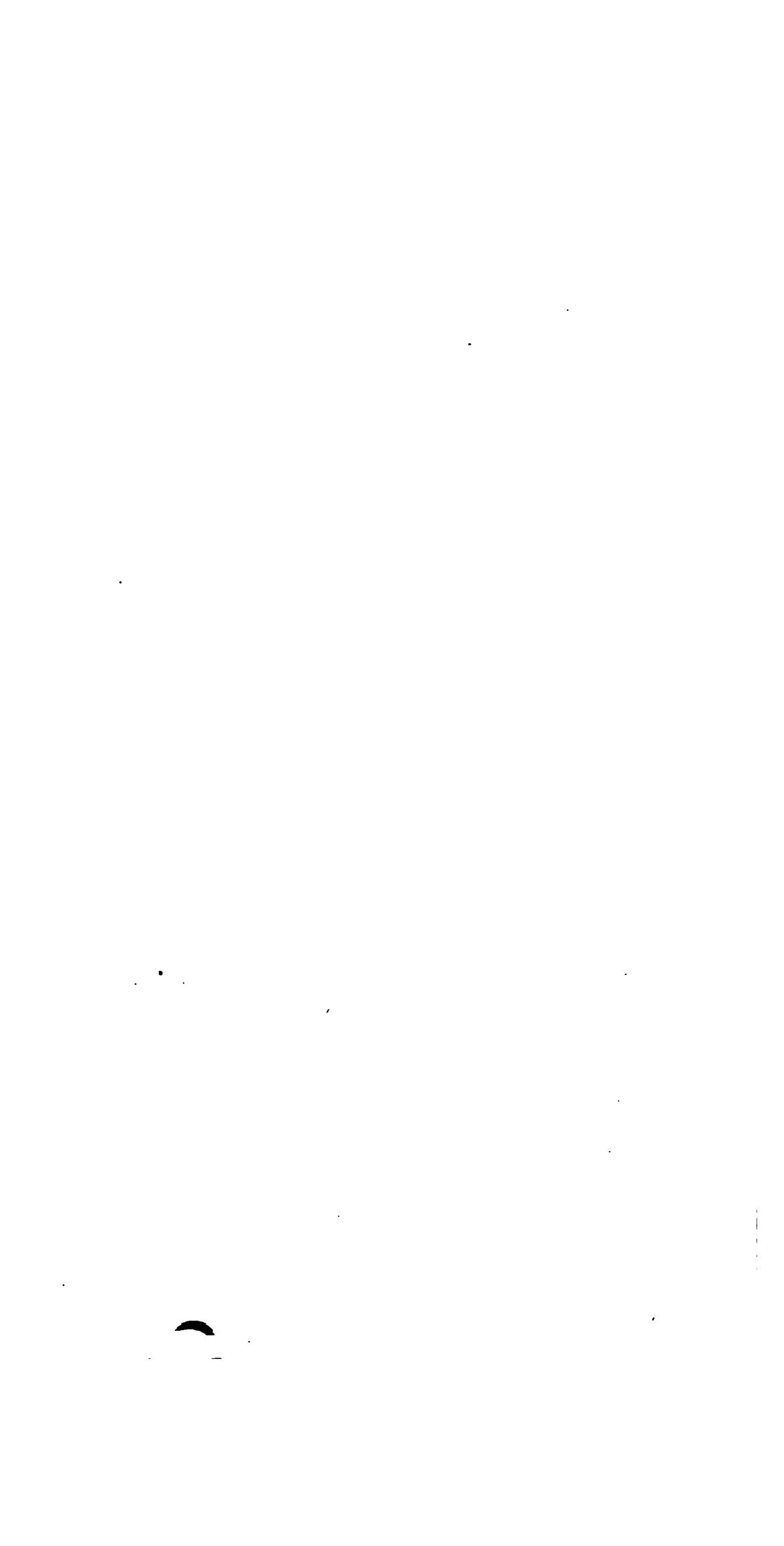
After debate the amendment previously moved by Mr. Creamer was rejected, by a vote of 37 to 137; and the Committee voted to recommend that the resolution ought not to pass.

The Resolution to prohibit the judiciary from nullifying or suspending laws (Doc. No. 97) was considered; and the Committee voted to recommend that the resolution ought not to pass. Id.

The Resolution enlarging the power of a minority of the Supreme Judicial Court in construing the constitutionality of law (Doc. No. 212) was considered; and the Committee voted to recommend that the resolution ought not to pass. Id.

Mr. Buttrick of Lancaster then moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.



# JOURNAL OF THE CONVENTION.

THURSDAY, August 2, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Reverend John L. Kilbon of Springfield, a member of the Convention.

## *Public Use of Life and Property.*

A communication from Conrad W. Crooker, relative to providing in the Constitution a declaration that, when the public exigencies require the life, liberty or property of an individual to be appropriated to public uses, reasonable compensation shall be given by the public, and for putting that declaration into practice by giving reasonable compensation to the men of Massachusetts who are to fight to establish a world democracy and to destroy autocracy, was placed on file.

Public use  
of life and  
property.—  
reasonable  
compensation.

## *Report of a Committee.*

By Mr. Mancovitz of Boston, for the committee on County and District Government, that so much of the Resolution relative to the appointment of the Attorney-General by the Governor and of the district attorneys by the Attorney-General (Doc. No. 161) as relates to the appointment of district attorneys ought not to pass.

The report was read; and the resolution was referred, under the rule, to the Committee of the Whole.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Mr. Brown of Brockton asked for a count of the Convention Quorum, to ascertain if a quorum was present. A count showed that 136 members were present.

On motion of Mr. Jones of Melrose the Sergeant-at-Arms was instructed to secure the presence of a quorum.

On the appearance of a quorum the Resolution limiting the power of the courts to declare statutes to be unconstitutional (Doc. No. 47) was considered.

After debate the sense of the Convention was taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 161 members voted in the affirmative and 77 in the negative, as follows:—

### YEAS.

Messrs. Adams, Charles Francis  
Adams, Smith J.  
Bailey, Charles O.  
Bailey, J. Warren

Messrs. Bangs, Francis R.  
Barker, Warren S.  
Barnes, Clarence A.  
Bassett, Edmund

Courts.—  
unconstitu-  
tionality of  
statutes.

## JOURNAL OF THE CONVENTION,

<b>Messrs.</b>	Bicknell, Wallace H. Bolster, Percy G. Bosworth, Henry H. Boyden, Frank L. Brine, Henry C. Brown, Samuel F. Bruce, Charles Bryant, Lincoln Buck, Maurice A. Bullock, William J. Burns, William A. Buttrick, Allan G. Chase, Mial W. Choate, Charles F., Jr. Churchill, George B. Clapp, Robert P. Clark, Chester W. Codman, James M., Jr. Collier, David R. Coogan, Clement F. Cook, Benjamin A. Cook, Rufus H. Coombs, Zelotes W. Costello, Francis M. Crafts, Lyman A. Craven, John H. Creed, James F. Crosby, J. Howell Crossley, William Cyril Cummings, Herbert E. Cummings, John W. Curtis, Charles P., Jr. Curtis, Edwin U. Dale, George H. Davis, Elbridge G. Davis, William R. Delano, Robert T. Dellinger, Raymond P. Derbyshire, James H. Doe, Orestes T. Doran, James P. Douglass, John J. Dutch, Charles Frederick Farnsworth, Frank S. Feiker, William H. Ferrey, Irving D. Ferry, James R. Finn, E. Philip Fisher, Edward Fitz-Randolph, Reginald T. Flaherty, William Flye, Louis Edwin Foss, George H. French, Asa P. Garland, Francis P. Gates, Joseph S. Gaylord, Henry E. George, Samuel W. Giddings, Charles Glazier, Frederick P. Gleason, Nesbit G. Granfield, William J. Greenwood, Hamlet S. Hale, Edward R. Hall, Elisha S. Hall, Isaac Freeman	<b>Messrs.</b>	Hamilton, Andrew Foster Hawley, Truman R. Hibbard, Charles E. Hobbs, Clarence W., Jr. Hoitt, Augustus J. Horgan, Francis J. Howard, Charles P. Hutchings, Henry M. Jones, George R. Keliher, John A. Kelley, George W. Kelly, Luke L. Kneil, Arthur S. Lane, Daniel W. Lane, Dwight F. Langelier, Louis F. R. Leboeuf, Telesphore Leonard, Joseph J. Look, William J. Loring, Augustus P. Lowe, Arthur H. Lowell, James A. Lufkin, Willfred W. Lyman, Frank E. Lynch, John C. Maguire, James E. Malone, Dana Mansfield, John J. Martin, Daniel A. McAnarney, John W. McCaffrey, George H., Jr. McCarthy, Charles F. McCormack, John W. Merriam, John M. Michelman, Joseph Mitchell, Charles Montague, David T. Morton, James M. Murley, Joseph J. Nutting, Edward H. Parker, George S. Parker, Herbert Parkman, Henry Pillsbury, Albert E. Powers, Samuel L. Putnam, Harry B. Reidy, Michael J. Richardson, Edward A. Richardson, James P. Rieutord, Louis O. Robbins, Edward J. Robinson, George H. Saunders, Amos T. Shattuck, Josiah B. Shea, John M. Sheehan, Christopher A. Smith, Jerome S. Smith, Rutherford E. Sparrell, Ernest H. Stoneman, David Sullivan, Edmund G. Sullivan, Michael A. Sweeney, Edward A. Sweet, Joseph L. Tatman, Charles T. Thompson, Hubert C.
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**Messrs.** Thompson, John L.  
Tilton, Rufus H.  
Trefry, William D. T.  
Turner, Joseph  
Underhill, Charles L.  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.  
Webster, Francis E.  
Weekes, George LeRoy

**Messrs.** Wellman, Arthur Holbrook  
Wheeler, William  
White, John A.  
Whittier, Eugene P.  
Willett, George Franklin  
Williams, Fred Homer  
Wilson, William H.  
Wing, Herbert  
Winslow, Guy M.  
Wood, Charles J.

**NAYS.**

**Messrs.** Adams, Brooks  
Anderson, Frederick L.  
Anderson, George W.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Begley, John S.  
Bergengren, Roy F.  
Bodfish, John D. W.  
Boucher, Joseph Zoël  
Bouvé, Walter L.  
Boyer, Elmer E.  
Brennan, James J.  
Broderick, Patrick S.  
Brown, E. Gerry  
Butler, A. Webster  
Carr, Edward  
Clark, Ezra W.  
Coleman, George W.  
Corrigan, Robert S.  
Coughlan, William J.  
Creamer, Walter H.  
Curtiss, Elmer L.  
Daley, Peter  
Dean, Robert A.  
Delaney, Louis F.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, James A.  
Driscoll, Dennis' D.  
Driscoll, Timothy J.  
Flynn, Maurice R.  
Gallagher, Daniel J.  
Good, John P.  
Green, Thomas H.  
Hale, Matthew  
Harding, Clarence W.  
Harriman, Arthur N.

**Messrs.** Hart, Albert Bushnell  
Hicks, George H.  
Kenny, Herbert A.  
Kilbon, John L.  
Linke, Fred R.  
Lomasney, Martin M.  
Love, Joseph A.  
MacMaster, Edward A.  
Mahoney, John J.  
Marshall, Daniel J.  
Martin, Martin L.  
McKeon, Francis P.  
McLaud, Abner S.  
Merrill, George Frye  
Mitchell, John  
Moran, William  
Moriarty, James T.  
Moynihan, James J.  
Myron, John F.  
Newton, H. Huestis  
O'Connell, John J.  
O'Connell, John P.  
O'Connor, John D.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sherburne, Nelson  
Stoeber, Charles  
Sullivan, William H.  
Sullivan, William J.  
Theller, Ralph L.  
Thompson, Edward  
Walker, Joseph  
Walsh, David I.  
Wonson, Carlton W.

161 yeas; 77 nays.

Therefore the proposal was rejected, as recommended by the Committee of the Whole.

**Resolutions —**

To prohibit the judiciary from nullifying or suspending laws (Doc. No. 97); and

Enlarging the power of a minority of the Supreme Judicial Court in construing the constitutionality of law (Doc. No. 212); Courts, — unconstitutionality of statutes. Id.

Were severally considered; and the proposals were severally rejected, as recommended by the Committee of the Whole.

Committee of the Whole.

On motion of Mr. George of Haverhill the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. George to take the chair.

Judges, — election.

Subsequently Mr. George, for the Committee, reported that, on the petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution providing a method for the election of judges (Doc. No. 199), the petitioner have leave to withdraw;

Id.

Also that the Resolution relative to the election of judges (Doc. No. 95);

Id.

The Resolution relating to the election and recall of judicial officers (Doc. No. 200); and

Id.

The Resolution relative to authorizing the General Court to provide for the election of judges (Doc. No. 198), — severally ought not to pass;

And the resolutions and petition were severally placed in the Orders of the Day for the next session.

Mr. George also reported that the Resolution relative to the election of judges by the people (Doc. No. 197) had been under consideration, but that no conclusion had been reached.

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Mr. Kenny of Boston moved that the Convention adjourn; and this motion was adopted by a vote of 83 to 54.

Accordingly, at five minutes before one o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

**JOURNAL OF THE COMMITTEE OF THE WHOLE.**

THURSDAY, August 2, 1917.

Mr. George of Haverhill in the chair.

The Resolution relative to the election of judges (Doc. No. 95) <sup>Judges, —</sup> was considered; and the Committee voted to recommend that <sup>election.</sup> the resolution ought not to pass.

The petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution providing a method for the election of judges (Doc. No. 199), was considered; and the Committee voted to recommend that the petitioner have leave to withdraw.

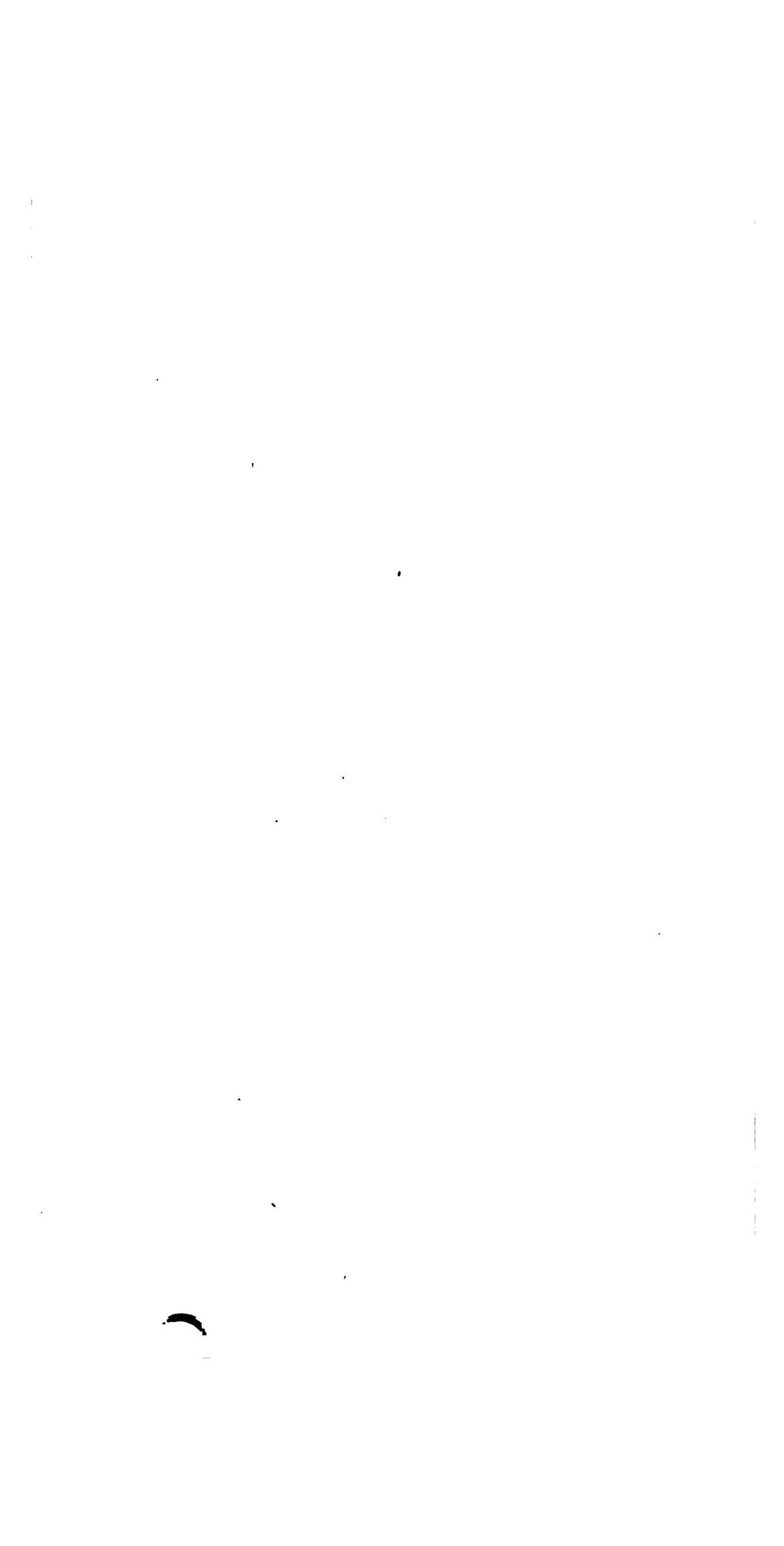
The Resolution relating to the election and recall of judicial officers (Doc. No. 200) was considered; and the Committee voted to recommend that the resolution ought not to pass.

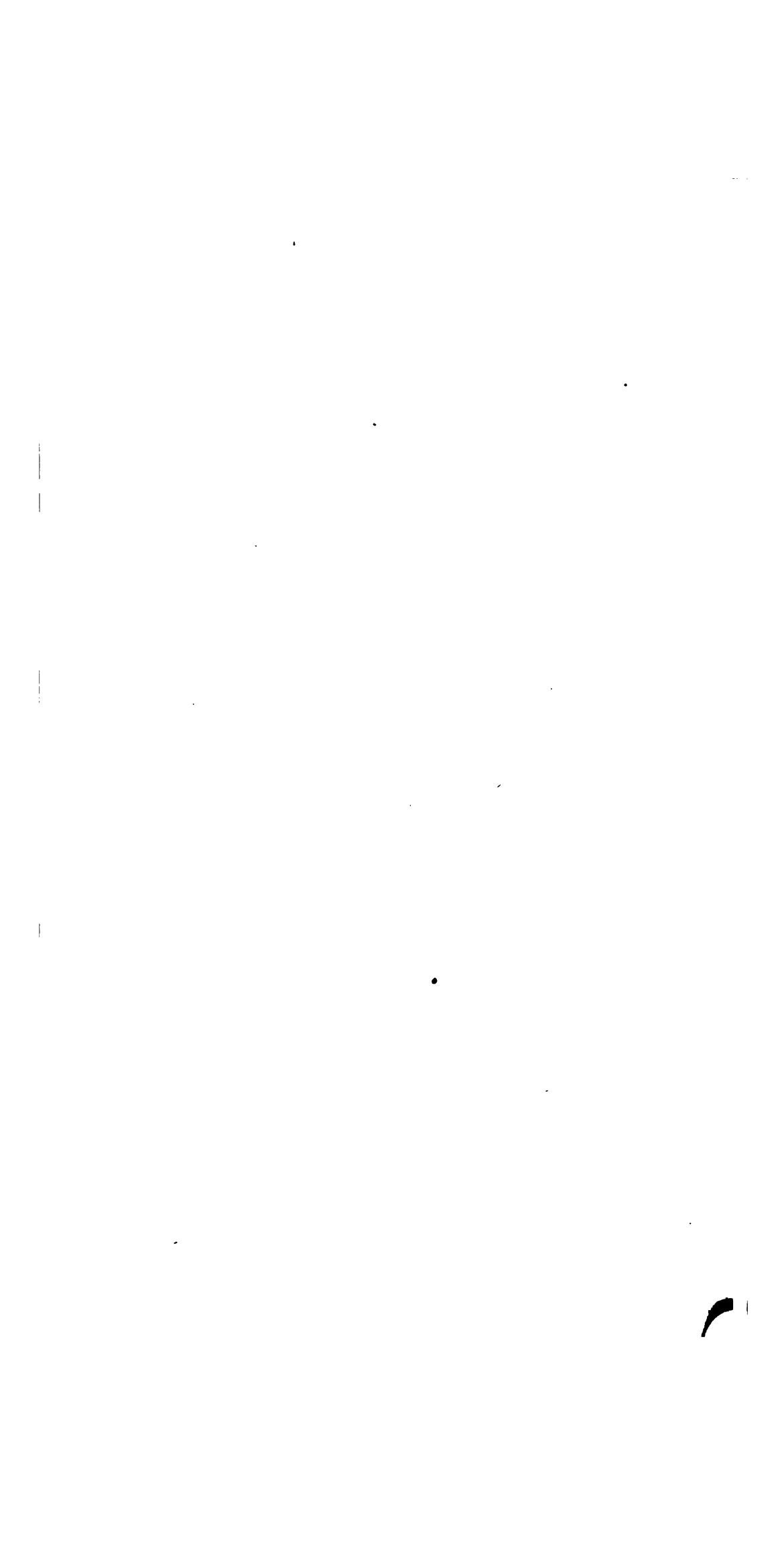
The Resolution relative to authorizing the General Court to provide for the election of judges (Doc. No. 198) was considered; and the Committee voted to recommend that the resolution ought not to pass.

The Resolution relative to the election of judges by the people (Doc. No. 197) was considered.

After debate, and without action on the resolution, Mr. James H. Brennan of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.







## JOURNAL OF THE CONVENTION.

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FRIDAY, August 3, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

### *Leave of Absence.*

On motion of Mr. Logan of Worcester, —

*Ordered*, That Mr. Coe of Worcester be granted leave of absence, under Rule 13, because of illness. s. Hamilton Coe.

On motion of Mr. Stoneman of Boston, —

*Ordered*, That Messrs. Gallagher of Boston, Pelletier of Boston and Shanahan of Somerville be granted leave of absence, under Rule 13, for the purpose of attending a meeting of the Supreme Council, Knights of Columbus, to be held in Chicago to arrange for raising a fund for the establishment of recreational centers at cantonments and National Guard camps. Daniel J. Gallagher, Joseph C. Pelletier and William J. Shanahan.

### *Reception of the Belgian Mission.*

On motion of Mr. Powers of Newton, —

*Ordered*, That a committee of eleven members be appointed to wait upon His Excellency the Governor, and upon His Excellency Baron Moncheur and his distinguished colleagues of the Extraordinary Mission of the Belgian Nation, and inform them that the Massachusetts Constitutional Convention is now in session and requests the pleasure and the honor of their presence. The Belgian Mission.

The President appointed as the committee Messrs. Powers of Newton, Lowe of Fitchburg, Crosby of Arlington, Fitz-Randolph of Nantucket, Coleman of Boston, Bangs of Boston, Ferrey of Pittsfield, Stoneman of Boston, Wing of Dartmouth, Harrington of Fall River and Lowell of Newton; and they proceeded to the discharge of their duty under escort of the Sergeant-at-Arms.

Soon afterwards Mr. Powers, for the committee, reported that they had attended to the duty assigned them, and that His Excellency the Governor had accepted the invitation of the Convention for himself and his guests and for the Envoys and their guests, and that they would attend upon the Convention forthwith.

Thereupon His Excellency the Governor, His Honor the Lieutenant Governor, His Excellency Baron Moncheur and other members of the Belgian Mission, the Council and His Honor the Mayor of Boston, accompanied by various civil and military officers, entered the Convention Chamber under escort of the Sergeant-at-Arms.

His Excellency Samuel W. McCall, Governor of the Commonwealth, was then presented to the Convention, and spoke as follows: — Address of His Excellency the Governor.

MR. PRESIDENT, YOUR EXCELLENCY: — I have the honor to bring before you, Mr. President, for presentation to the Convention, the special envoys from the King of Belgium to the United States. At a time when thrones are crumbling and when anarchy and dictatorships are rising upon the ruins of once mighty nations, there is one throne in the world that is secure because its foundations are deeply laid in the hearts of the Belgian people.

Attacked by the greatest armed power in the world and dispossessed of his entire kingdom, excepting only a few square miles of territory, he has maintained upon that narrow domain a greatness of soul and a kingly determination which would do honor to the greatest of monarchs. And as the King, so the people. Inhabiting a strategic land, across which great nations fly at each other's throats and where the destinies of the world have been shaped and settled, so far as they may be settled, for more than once, this people extorted the praise of the greatest captain of ancient times and they have maintained their renown for valor down to this very day.

The gross injustice of which Belgium was made the victim has excited the compassion of the whole world. It has called into being a moral force more potent than the might of armies, a force that it is madness ever to invoke and that it is impossible in the long reaches of time successfully to resist.

The cause of Belgium has become the cause of all the free and independent nations, and it has profoundly excited the compassion and tenderness of the people of the United States from one coast to the other. It is an ancient political doctrine of our country that questions relating to the boundaries and to the systems of government of the nations upon this continent are American questions, to be settled by the self-governing peoples of this hemisphere without any influence or control from the nations beyond the seas. A due regard for that doctrine imposes upon us a scrupulous respect for the corresponding right of the nations of Europe to adjust their own frontiers and to exercise that basic and inherent right of all nations to adopt their own form of government. It is for the nations of Europe, for instance, to determine whether those recently lost provinces of France which were hers for generations shall be restored to her again, and whether there shall now be driven forever from the European shores of the Bosphorus that unspeakable power whose dragon form fouls the splendor of the sun. These questions are for the European nations to settle. But whatever may have been our separate and legitimate cause for entering upon this war, and whatever part we may play in adjusting the terms of the treaty of peace — which we may hope will come before the plains of Europe become the grave of the white races and the grave also of their civilization — yet this war would have a lamentable and a tragic outcome for us if it did not result in the complete restoration of the Belgian kingdom. And if the invader shall have been made too impoverished to repair the destruction wrought by his own vandalism, I believe that the people of America will be proud to do their share in rebuilding a newer and a greater Belgium.

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Mr. President, it is a profoundly interesting event for this Constitutional Convention to receive the representatives of a great King and of an heroic people. There is no spot upon the globe where they will receive a warmer welcome than upon the soil of Massachusetts, and it is fitting that the chosen representatives of the people of the Commonwealth should extend their welcome to the Belgian Envoy.

President John L. Bates then spoke as follows:—

YOUR EXCELLENCY, YOUR HONOR: — On behalf of the Convention I thank you both for bringing here the distinguished guests of the state and of the city. It has been a great pleasure, sirs, for us to have the opportunity of gazing upon them, remembering the nation that they represent and all for which it stands at this hour.

Address of  
President  
Bates.

Your Excellency, it gives me great pleasure on behalf of these representatives of Massachusetts to join in the welcome that His Excellency the Governor has extended to you. It is a welcome that is a warm welcome because it comes from the very depths of the human heart. You find us here seemingly in peaceful deliberation over the principles which we regard as fundamentally necessary to maintain and perpetuate the rights and the liberties of men. But, Sir, it has always been true that Massachusetts has been ready to unsheathe the sword for the vindication of those principles in which she believes. And while we here are in peaceful deliberation over the great principles for which your people have been so gallantly fighting, our boys, too, are girding on the sword and buckling on the armor to the end that they may take their part in this greatest of all causes that the world has ever known.

We welcome you, Sir, as friends. We welcome you as allies. We welcome you because you have the same enemy that we have. We have read the distressing story of how that enemy without warning, without provocation and without excuse, has desolated your fair land and seeks now to divide its green fields and its blue coasts as spoils of war. With you, Sir, we shall seek to circumvent the designs of that enemy. That enemy seeks to establish the idea that the individual exists only for the welfare of the government. We seek to establish throughout the world the idea that governments have no excuse for existence except as they exist for the welfare of the individual.

Our common enemy maintains that might makes right, but we have an unfaltering faith that in the end it will appear that right has made might. We recognize that today wrong may be upon the throne and that truth may be upon the scaffold, but there comes another tomorrow and in that tomorrow wrong shall be abased and truth shall be exalted. Your enemy shall stand as a trembling culprit before the bar of nations, but Belgium shall receive a crown of exceeding glory because it had the courage and that high ideal of faith that enabled it to discharge its duty to mankind by opposing its living wall of flesh and its rivers of blood to the onward progress of the vandals that sought the destruction of Christian civilization. We believe, Sir, that even as the story has been told for twenty centuries and more of how the brave Spartans kept the pass at Thermopylæ against the hordes that sought to destroy the civilization of that day, so for

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twenty centuries and more yet to come it shall be told among men and the praises of the Belgians shall be sung because they too have kept the pass and saved the civilization of the present day.

On behalf, then, Sir, of this Convention of Massachusetts, take back this message to your noble King. Tell him that Massachusetts, that owes allegiance to no man but to principle ever, holds him in the highest regard and esteem because in the hour of the great crisis he has shown an unquenchable spirit, and a self-sacrifice and devotion in the service of his stricken people that marks him, indeed, a king among men. And take back to your struggling people this message also from Massachusetts. Massachusetts, that is never so happy as when she is seeking to right the wrongs of mankind, is happy today because she is engaged in the great conflict shoulder to shoulder with Belgium and with France, with England and Italy and Russia, and we are all facing one way. It has come to pass that our young men are already three thousand miles on the way to Berlin, and we do not propose that they shall stop until it shall appear that the despotism that threatens humanity has been overthrown, that the faith of nations has been justified, that Belgium has been restored to her "place in the sun," and that the great principles for which she has fought and suffered so much have become the controlling principles of all the nations of the earth.

Gentlemen of the Convention, it gives me a rare pleasure to present to you the head of the Belgian Envoys, His Excellency Baron Moncheur.

*Address of His Excellency Baron Moncheur.*

Response was made by His Excellency Baron Moncheur, as follows:—

**MR. PRESIDENT, YOUR EXCELLENCY, YOUR HONOR, GENTLEMEN OF THE CONVENTION:**—On behalf of my colleagues and myself I thank you not only for your cordial reception and for your hearty words of welcome, but also for the sympathetic thought which has inspired you to invite us to celebrate within your hospitable gates the third anniversary of the commencement of the war.

May there never be again such an anniversary, and may there never be again such a war. Indeed we feel confident that victory is now in sight and that the world shall again enjoy a long reign of peace. For America has bared her mighty arm and she will not again sheathe the sword until right and justice are vindicated and the world made safe for all honest nations.

We have a right to celebrate this third anniversary with rejoicing, for the third year of the war is America's year—the year in which your great republic has thrown her mighty sword into the scales—the year which makes certain the triumph of liberty and of final overthrow of military autocracy. That is an end worth waiting for, worth fighting for, worth all the sacrifices that have been made and that are still to be made. For life is not so dear, nor peace so sweet, as to be purchased at the price of chains and liberty.

It is a great privilege to be able to celebrate this anniversary within the borders of your Commonwealth, which is so identified

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with the cause of human freedom, and almost within the shadow of Faneuil Hall, which your great fellow citizen, Webster, has called "The Cradle of American Liberty"!

We have come to America at our King's behest to express to the government of the United States and through it to all the people of your great and noble nation the gratitude of our sovereign and of every Belgian for all that you have done in the past and for all that you are now doing to alleviate the sufferings of our people, and for all that you are about to do to aid us win back our independence. We count ourselves fortunate to be able to come in person to Boston and to have the opportunity of thanking you with our own lips for your generosity and for your sympathy and help. And it is a special privilege to have the honor of expressing these sentiments to this distinguished Convention.

Three years ago today, August the third, 1914, my country was free. On the second of August, in the evening, my government had received a most insulting ultimatum from Germany, demanding unimpeded passage for her troops and offering a bribe to sell our honor and to disregard our plighted word. We were given twelve hours within which to reply. The time was more than enough. Yes, there could be only one answer. The King summoned his cabinet and his ministers of state. They were all of one mind. In fact, there was absolute unanimity of thought in every Belgian mind, and there was not a dissenting voice in the council of the King. Belgium's reply was sent to the German legation by seven o'clock in the morning of August the third. You all know the substance of that reply. One sentence of the document reads: "The Belgian government, if they were to accept the proposals submitted to them, would sacrifice the honor of the nation and betray their duties toward Europe." Neither Belgium's liberty nor her honor were for sale.

This day three years ago was an anxious day in Belgium. We asked the diplomatic support of the powers who had guaranteed our neutrality, but we asked their diplomatic support only. A request for military support was, after careful consideration, deliberately deferred until Germany should have consummated her crime by sending troops into our territory. We were careful to give her no pretext whatever for claiming that we had violated our neutral obligations in favor of her enemies until she had actually consummated her threatened crime.

The third of August was therefore a day of anxious waiting; but at half-past nine on the morning of the fourth we received a telegram that Belgian territory had been violated by German troops at Gemmenich, a little village close to the frontier and a few miles from Aix-la-Chapelle. The invading forces had been met by Belgian gendarmes on guard at this frontier post. Blood had flowed; the die was cast.

You all know what has happened since that fateful day three years ago. My country has been ravaged with fire and sword. Old men, women and children have been deliberately and ruthlessly massacred. Our raw materials and our crops have been seized without payment, our factories have been destroyed, our

machinery has been stolen and sent into Germany; and, crowning infamy of the centuries, our workmen have been torn from their homes and sent into slavery. The Belgian people still stand caged behind steel bars, formed of German bayonets. Those who have escaped fire and sword and nameless evils are still hungry, famished and enslaved, ground down beneath the heel of the tyrant. But their courage remains unbroken and unbreakable.

No true-hearted Belgian regrets the decision which was made three years ago. They are ready to lay down their lives for liberty. They know that in the end justice will triumph. As our King said three years ago, "A country which defends itself commands the respect of all the world and cannot perish!"

Through all our trials and sufferings the American nation has been our constant and unfailing friend. You have clothed the naked and fed the hungry. Above all, you have given us your sympathy and your support. And now you are doing still more. You are sending us the flower of your youth to fight shoulder to shoulder with our troops in the great battle for the freedom of the world. You have been our friends. Now you are more than our friends — you are our allies and our brothers in arms. Your people are animated by the spirit of the men who fought at Lexington, Concord and Bunker Hill. You are not fighting for aggrandizement nor for gain; you are fighting for our liberty, for your own liberty, and for the liberty of the world. It must be a fight to the finish, and the finish must be right. Military autocracy must be crushed down — crushed that it will never again be able to disturb the peace of the world. May that day soon come when we shall together acclaim the triumph of our common cause.

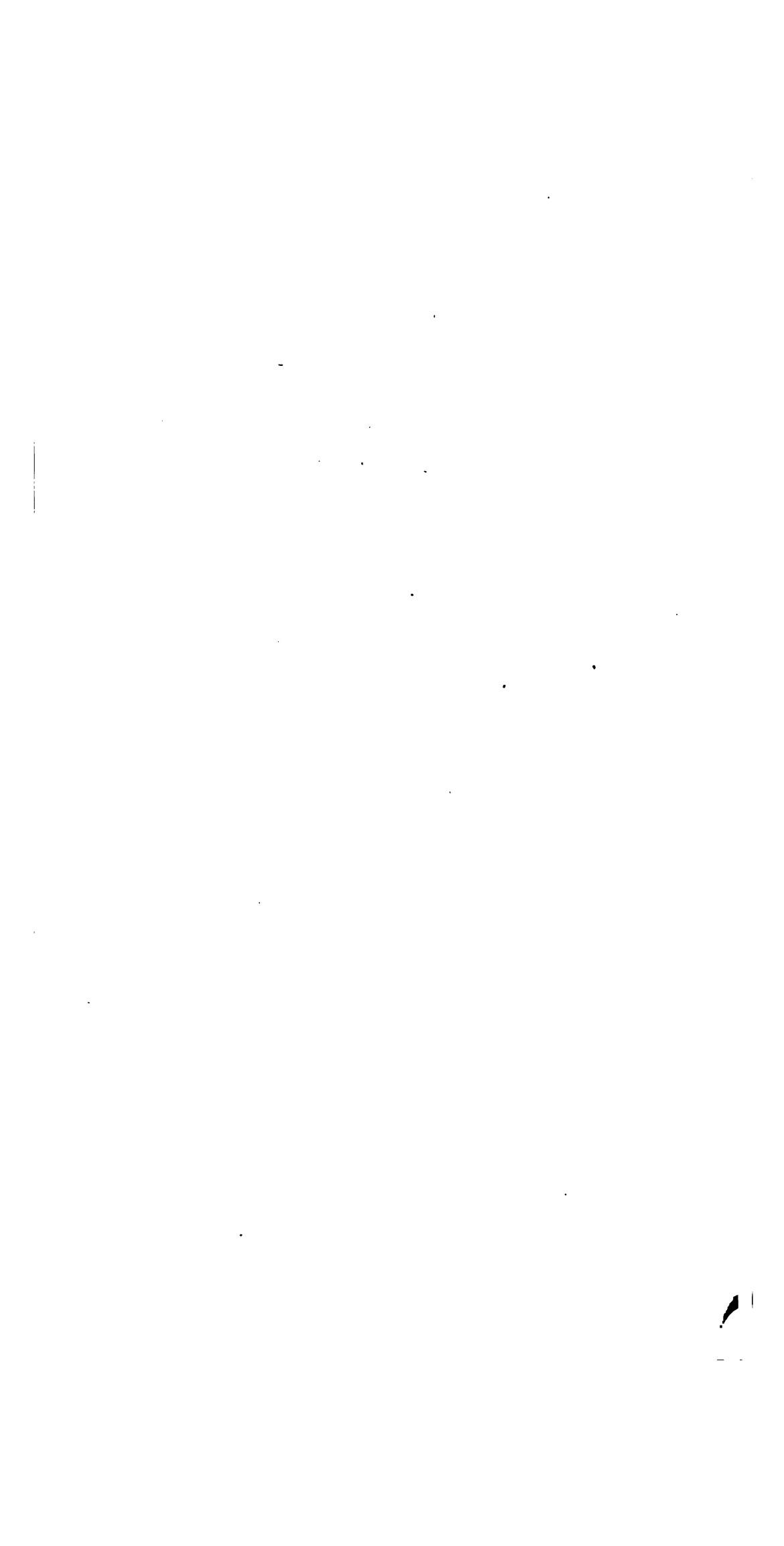
His Excellency, His Honor, Baron Moncheur, the Mayor and other guests then withdrew. The President announced that opportunity would immediately be given the members to greet in person the distinguished guests in Memorial Hall.

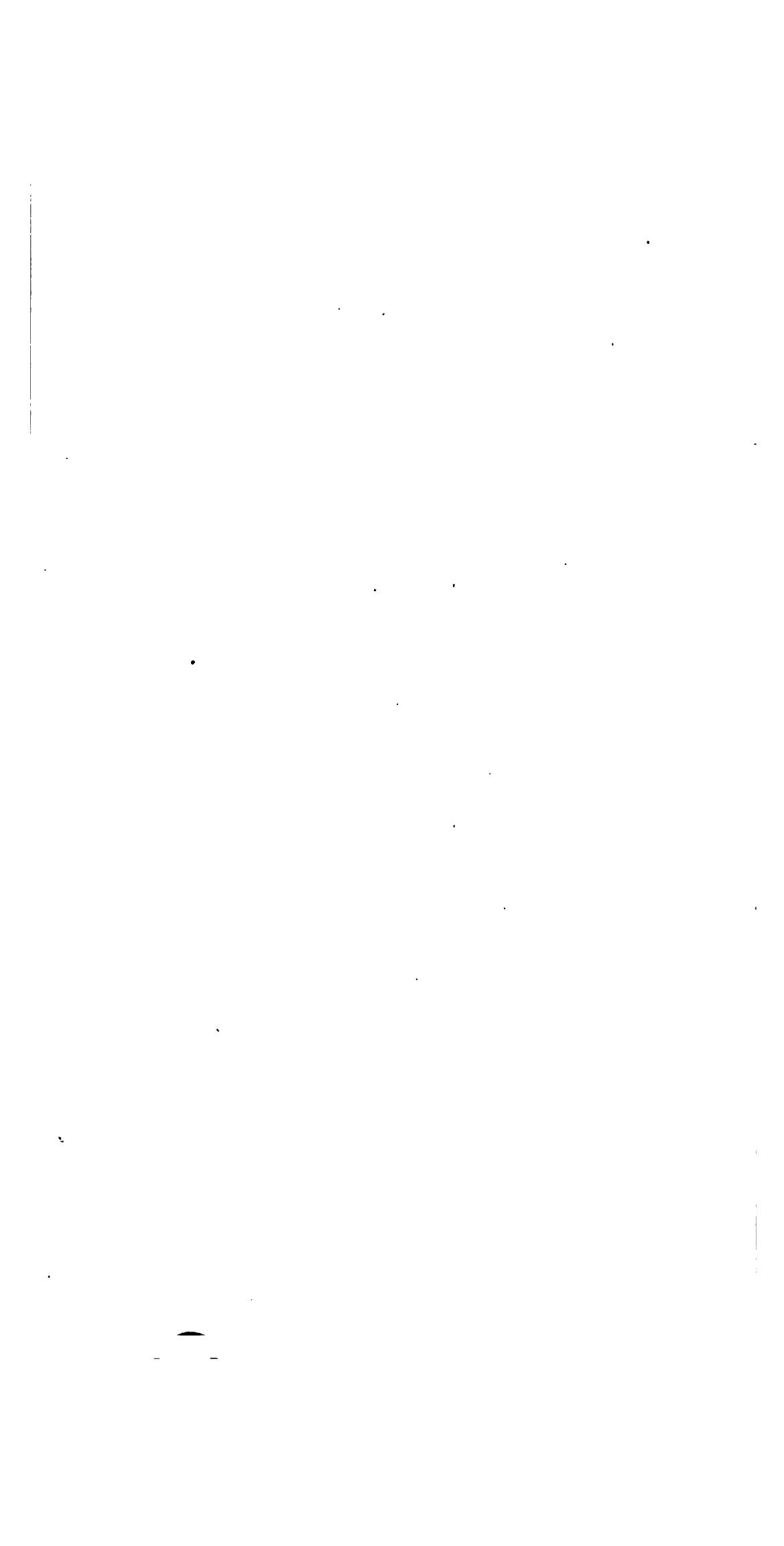
On motion of Mr. Powers of Newton the addresses of the Governor, the President and Baron Moncheur were ordered printed as a part of the records of the Convention.

Subsequently the Secretary received a communication from His Excellency Baron Moncheur, "deeply appreciating the sympathetic sentiments displayed by the Constitutional Convention in voting to include my remarks in the records of the Convention."

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At twenty-seven minutes after eleven o'clock, on motion of Mr. Underhill of Somerville, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.





# JOURNAL OF THE CONVENTION.

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TUESDAY, August 7, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Francis E. Webster of Waltham, a member of the Convention.

## *Extension of Time for Certain Reports.*

On motion of Mr. Luce of Waltham, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, the Judiciary, Public Affairs, Social Welfare, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, August 14, in which to report on matters before them.

Reports of  
committees,  
extension of  
time.

## *Leave of Absence.*

On motion of Mr. Hicks of Fall River, —

*Ordered*, That Mr. Whitehead of Fall River be granted leave <sup>James</sup> <sub>Whitehead</sub> of absence, under Rule 13, because of duties devolving upon him as a member of a draft-exemption board.

On motion of Mr. Cusick of Boston, —

*Ordered*, That Mr. Merriam of Framingham be granted leave <sup>John M.</sup> <sub>Merriam</sub> of absence, under Rule 13, because of duties devolving upon him as a member of a draft-exemption board.

## *Committee Discharged.*

By Mr. Gates of Westborough, for the committee on the Executive, asking to be discharged from the further consideration of so much of the Resolution relative to the appointment of the Attorney-General by the Governor and of the district attorneys by the Attorney-General (Doc. No. 161) as relates to the appointment of the Attorney-General by the Governor, and recommending that the same be referred to the committees on State Administration and the Executive, sitting jointly. The report was read and accepted, and accordingly reference was made as recommended.

Attorney-  
General, —  
appointment  
by the Gov-  
ernor.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

### Resolutions —

Relative to the election of judges (Doc. No. 95);

Relating to the election and recall of judicial officers (Doc. No. 200); and

Judges, —  
election.  
*Id.*

## JOURNAL OF THE CONVENTION,

Judges, —  
election.

Relative to authorizing the General Court to provide for the election of judges (Doc. No. 198);

Were severally considered; and the proposals were severally rejected, as recommended by the Committee of the Whole.

Id.

The petition of the Massachusetts State Branch of the American Federation of Labor, accompanied by Resolution providing a method for the election of judges (Doc. No. 199) was considered; and the petitioner was given leave to withdraw, as recommended by the Committee of the Whole.

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Committee of  
the Whole.

On motion of Mr. Edwin U. Curtis of Boston the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Curtis to take the chair.

Judges, —  
election.

Subsequently Mr. Curtis, for the Committee, reported that the Resolution relative to the election of judges by the people (Doc. No. 197);

The Resolution relative to limiting the tenure of judicial officers to ten years (Doc. No. 194);

The Resolution providing for the appointment of judges for specific terms (Doc. No. 193);

The Resolution relative to the appointment of judicial officers for a term of seven years (Doc. No. 192);

The Resolution relative to the tenure of office of the judiciary (Doc. No. 191);

The Resolution to provide for the confirmation of judicial appointments by other than a political body (Doc. No. 201);

The Resolution relative to the salaries of judicial officers (Doc. No. 91);

The Resolution relative to prohibiting the delegation of its powers by the General Court (Doc. No. 171);

The Resolution providing that the enumeration of rights shall not impair or deny other rights of the people (Doc. No. 147), — severally ought not to pass;

Also that the proponent of the Resolution providing for the appointment, removal and retirement of judges and their tenure of office (Doc. No. 96) have leave to withdraw the same;

Also that no action is necessary on the order relative to the expediency of so revising the Constitution as to give efficacy to the eleventh article of the Declaration of Rights, granting the subject a certain remedy in law, promptly and without delay; and on

The Order relative to further protection in the Bill of Rights against unjust and oppressive imprisonment of poor debtors;

And the resolutions and orders were severally placed in the Orders of the Day for the next session.

Poor debtors,  
— imprisonment.

Mr. Curtis also reported that the Resolution relative to the issuing of ordinances by departments, commissions, boards and other administrative agencies (Doc. No. 269) had been under consideration, but that no conclusion had been reached.

State  
departments,  
— ordinances.

TUESDAY, AUGUST 7, 1917.

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At one o'clock P.M., under the provisions of a standing order, <sup>Recess.</sup> the President declared a recess until two o'clock; at which hour the Convention reassembled.

On motion of Mr. Edwin U. Curtis of Boston the Convention <sup>Committee of the Whole.</sup> resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Curtis to take the chair.

Subsequently Mr. Curtis, for the Committee, reported recommending that the Resolution relative to the issuing of ordinances by departments, commissions, boards and other administrative agencies (Doc. No. 269) be committed to the committees on State Administration and the Executive, sitting jointly. <sup>State departments, — ordinances.</sup>

The question on this recommendation was put forthwith, and it was adopted; and accordingly the resolution was committed as recommended.

Mr. Curtis also reported that the Resolution to provide for the submission to the people of amendment or amendments to the Constitution of the United States before any action can be taken thereon by the General Court (Doc. No. 93) ought not to pass; and the resolution was placed in the Orders of the Day for the next session. <sup>Federal Constitution, — amendments.</sup>

Mr. Curtis also reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion had been reached. <sup>Initiative and referendum.</sup>

At five minutes before four o'clock, on motion of Mr. Dennis D. Driscoll of Boston, the Convention adjourned, to meet tomorrow at half-past ten o'clock A.M.

## JOURNAL OF THE COMMITTEE OF THE WHOLE.

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TUESDAY, August 7, 1917.

Mr. Edwin U. Curtis of Boston in the chair.

**Resolutions —**

Judges, — election.  
Judges, — tenure.  
*Id.* Relative to the election of judges by the people (Doc. No. 197);  
Relative to limiting the tenure of judicial officers to ten years

(Doc. No. 194);

*Id.* Providing for the appointment of judges for specific terms  
(Doc. No. 193);

*Id.* Relative to the appointment of judicial officers for a term of seven years (Doc. No. 192);

Judges, — confirmation.  
Judgee, — salaries.  
General Court, — powers.  
Rights of the people.  
*Id.* Relative to the tenure of office of the judiciary (Doc. No. 191);  
To provide for the confirmation of judicial appointments by other than a political body (Doc. No. 201);

Relative to the salaries of judicial officers (Doc. No. 91);  
Relative to prohibiting the delegation of its powers by the General Court (Doc. No. 171);  
Providing that the enumeration of rights shall not impair or deny other rights of the people (Doc. No. 147);

Were severally considered; and the Committee voted, in each instance, to recommend that the resolution ought not to pass.

Judges, — tenure, etc.

The Resolution providing for the appointment, removal and retirement of judges and their tenure of office (Doc. No. 96) was considered; and the Committee voted to recommend that the proponent have leave to withdraw the same.

Prompt remedy in law.

The order relative to the expediency of so revising the Constitution as to give efficacy to the eleventh article of the Declaration of Rights, granting the subject a certain remedy in law, promptly and without delay; and

Poor debtors, — imprisonment.

The order relative to further protection in the Bill of Rights against unjust and oppressive imprisonment of poor debtors;

Were severally considered; and the Committee voted, in each instance, to recommend that no action is necessary.

State departments, — ordinances.

The Resolution relative to the issuing of ordinances by departments, commissions, boards and other administrative agencies (Doc. No. 269) was considered.

Mr. Luce of Waltham moved that the Committee recommend that the resolution be committed to the committees on State Administration and the Executive, sitting jointly.

TUESDAY, AUGUST 7, 1917.

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After debate, and without action on the motion, Mr. Washburn of Worcester moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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After the recess the Committee resumed consideration of its Docket, Mr. Curtis being in the chair.

Mr. Brown of Brockton asked for a count of the Committee to Quorum. ascertain if a quorum was present. A count showed that 78 members were present.

On motion of the same member the Sergeant-at-Arms was instructed to secure the presence of a quorum.

On the appearance of a quorum the Resolution relative to the issuing of ordinances by departments, commissions, boards and other administrative agencies (Doc. No. 269) was considered further.

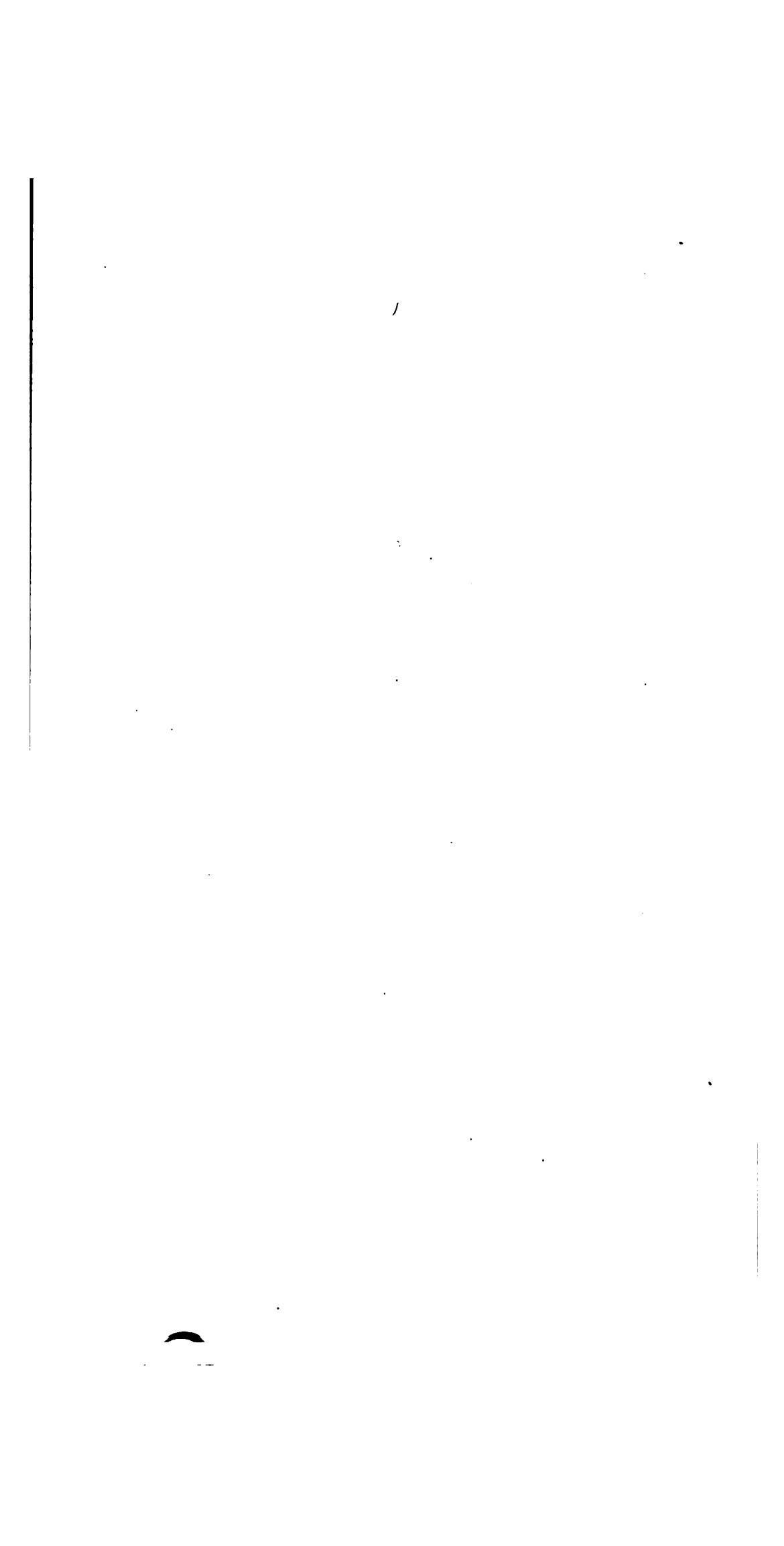
After debate the pending motion of Mr. Luce was adopted, by a vote of 131 to 101.

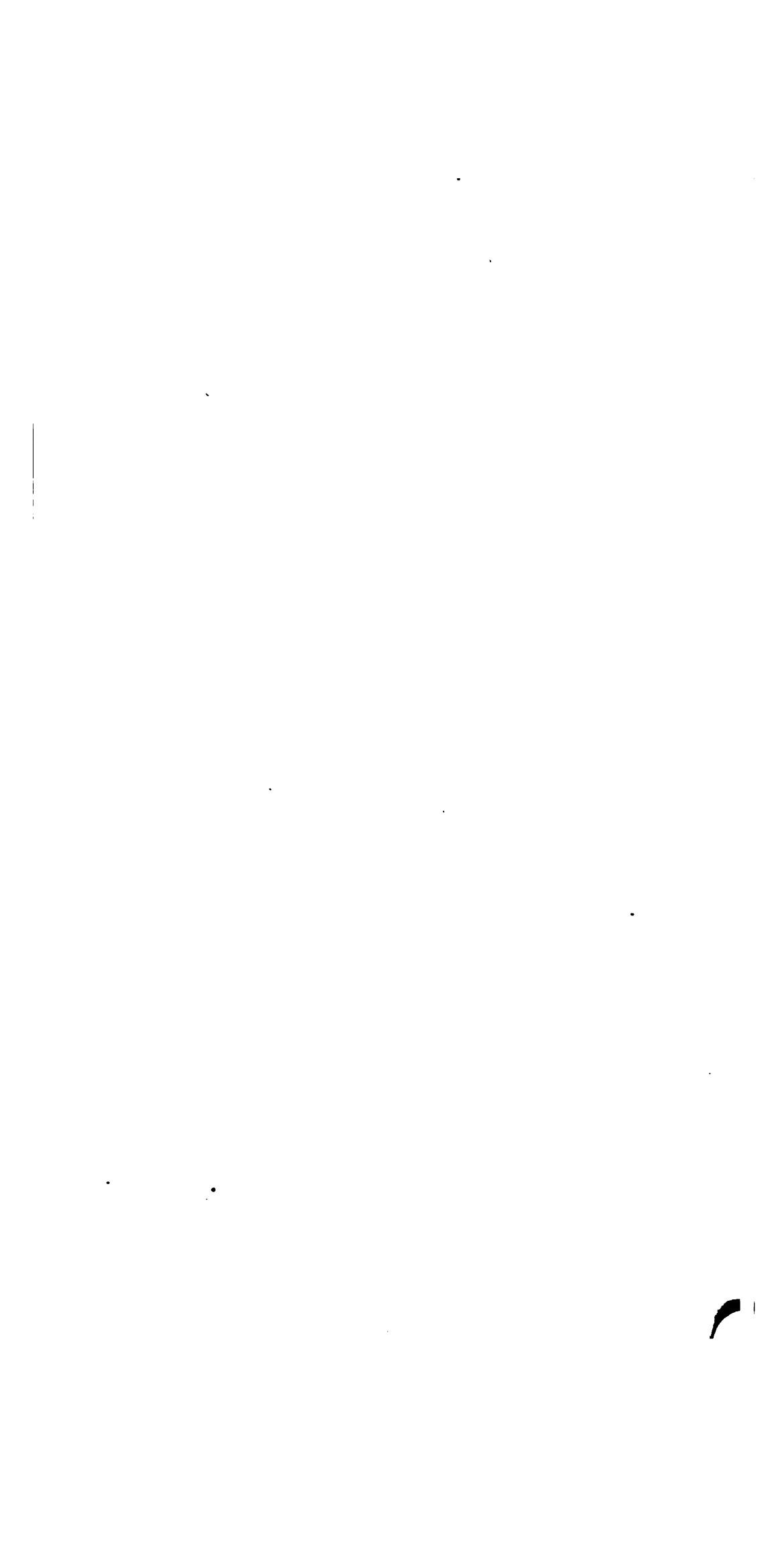
The Resolution to provide for the submission to the people of Federal constitution, — amendment or amendments to the Constitution of the United States before any action can be taken thereon by the General Court (Doc. No. 93) was considered; and the Committee voted to recommend that the resolution ought not to pass.

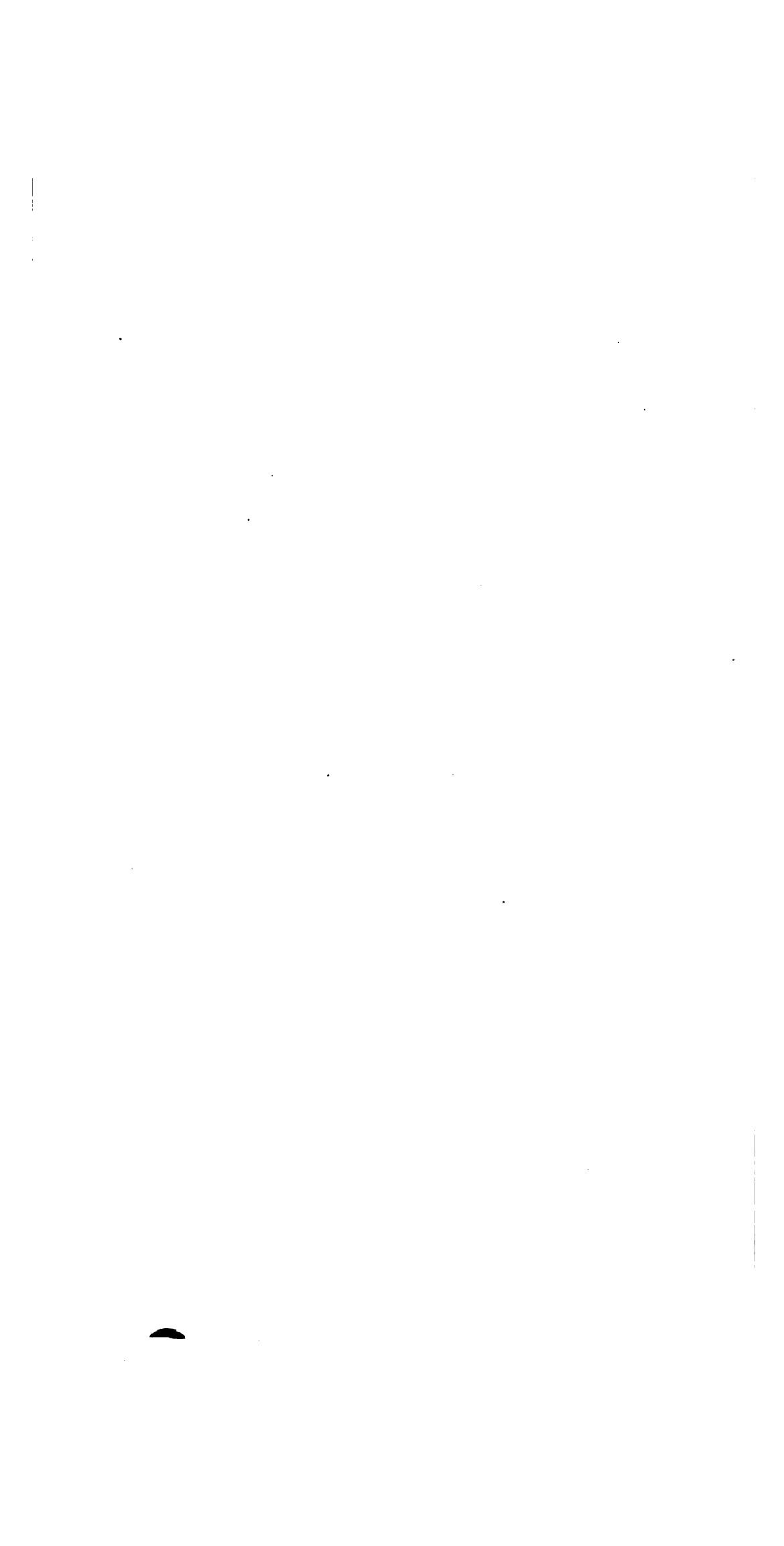
The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered.

After debate, and without action on the resolution, Mr. Hale of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.







## JOURNAL OF THE CONVENTION.

WEDNESDAY, August 8, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

The Secretary announced the temporary absence of the President, and stated that Mr. Kenefick of Palmer had been appointed to perform the duties of the chair.

Prayer was offered by Rev. Arcturus Z. Conrad of Boston.

### *Petition.*

A petition of the Third Baptist Church of Fall River in aid of the Resolution to prohibit the support of sectarian institutions from public funds (Doc. No. 66) and protesting against the substitution of any amendment prohibiting appropriations of public money to private institutions, was placed on file.

### *Leave of Absence.*

On motion of Mr. Crosby of Arlington, —

*Ordered*, That Mr. French of Randolph be granted leave of absence, under Rule 13, because of duties devolving upon him as a member of a draft-exemption board.

On motion of Mr. Harriman of New Bedford, —

*Ordered*, That Mr. O'Connell of Salem be granted leave of absence, under Rule 13, from August 14 to 17, inclusive.

On motion of Mr. Bullock of New Bedford, —

*Ordered*, That Mr. Doran of New Bedford be granted leave of absence, under Rule 13, because of duties devolving upon him as a member of a district-exemption board.

### *Views on the Initiative and Referendum.*

The following order, offered by Mr. Hale of Boston, was referred, under the provisions of a standing order, to the committee on Rules and Procedure: —

*Ordered*, That two thousand additional copies of Convention Document No. 343, being the minority report on the subject of the initiative and referendum, be printed; and that the text of said document be included in the volume of reported debates of the Convention.

### *Report of a Committee.*

By Mr. Anderson of Brookline, for the committee on Public Affairs, that the Resolution (recommitted) relative to the public interest in natural resources (Doc. No. 321) ought to pass in a new draft with the same title (Doc. No. 344) [Mr. Clapp of Lexington dissenting].

The report was read; and the resolution was referred, under the rule, to the Committee of the Whole.

## JOURNAL OF THE CONVENTION,

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

## Resolutions —

Judges, — confirmation. To provide for the confirmation of judicial appointments by other than a political body (Doc. No. 201);

General Court, — powers. Relative to prohibiting the delegation of its powers by the General Court (Doc. No. 171);

Rights of the people. Providing that the enumeration of rights shall not impair or deny other rights of the people (Doc. No. 147); and

Federal constitution, — amendments. To provide for the submission to the people of amendment or amendments to the Constitution of the United States before any action can be taken thereon by the General Court (Doc. No. 93);

Prompt remedy in law. Were severally considered; and the proposals were severally rejected, as recommended by the Committee of the Whole.

The order relative to the expediency of so revising the Constitution as to give efficacy to the eleventh article of the Declaration of Rights, granting the subject a certain remedy in law, promptly and without delay; and

Poor debtors, — imprisonment. The order relative to further protection in the Bill of Rights against unjust and oppressive imprisonment of poor debtors;

Were severally considered; and the reports of the Committee of the Whole (no action necessary) were severally accepted.

Judges, — election. The Resolution relative to the election of judges by the people (Doc. No. 197) was considered.

Mr. James H. Brennan of Boston moved that the resolution be recommitted to the Committee of the Whole.

After debate the question was put, and 88 members voted in the affirmative and 89 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Mancovitz of Boston; and on the roll call 131 members voted in the affirmative and 109 in the negative, as follows: —

## YEAS.

Messrs. Adams, Brooks  
Anderson, George W.  
Aylward, James F.  
Barrett, James T.  
Bartlett, Horace I.  
Bates, Sanford  
Bauer, Ralph S.  
Begley, John S.  
Bergengren, Roy F.  
Bigney, Robert E.  
Bodfish, John D. W.  
Bouvé, Walter L.  
Brackett, John Q. A.  
Brennan, James H.  
Brennan, James J.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bullock, William J.  
Burrell, Fred J.

Messrs. Butler, A. Webster  
Buttrick, Allan G.  
Callahan, Timothy F.  
Clapp, Robert P.  
Clark, Ezra W.  
Codman, James M., Jr.  
Coleman, George W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Creamer, Walter H.  
Curtis, Arthur B.  
Curtis, Charles P., Jr.  
Daley, Peter  
Delaney, Louis F.  
Delano, Robert T.  
Derbyshire, James H.  
Doe, Orestes T.  
Donovan, Daniel R.  
Donovan, James A.

**Messrs.** Donovan, Thomas F.  
 Doran, James P.  
 Driscoll, Dennis D.  
 Finn, E. Philip  
 Flynn, Maurice R.  
 Garland, Francis P.  
 Giddings, Charles  
 Glazier, Frederick P.  
 Gleason, Nesbit G.  
 Good, John P.  
 Graumann, John  
 Hale, Edward R.  
 Hale, Matthew  
 Hall, Isaac Freeman  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Hart, Albert Bushnell  
 Hibbard, Charles E.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Keliher, John A.  
 Kelley, George W.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenefick, Thomas W.  
 Lane, Daniel W.  
 Lane, Dwight F.  
 Langelier, Louis F. R.  
 Larson, Charles G.  
 Leboeuf, Telesphore  
 Lomasney, Martin M.  
 Love, Joseph A.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Marshall, Daniel J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.

**Messrs.** Moynihan, James J.  
 Murley, Joseph J.  
 Murphy, John L.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newton, H. Huestis  
 O'Connell, John J.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Perry, Augustus W.  
 Peterson, Patrick  
 Pillsbury, Albert E.  
 Powers, Samuel L.  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Richardson, Edward A.  
 Rieutord, Louis O.  
 Robbins, Edward J.  
 Sawyer, Roland D.  
 Scigliano, Alfred P.  
 Shaw, Michael F.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Smith, Jerome S.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Theller, Ralph L.  
 Thompson, Edward  
 Thompson, John L.  
 Trefry, William D. T.  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Charles G.  
 Webster, Francis E.  
 Weekes, George LeRoy  
 Whipple, Sherman L.  
 Whittier, Eugene P.  
 Winslow, Guy M.

**NAYS.**

**Messrs.** Adams, Smith J.  
 Anderson, Frederick L.  
 Bailey, Charles O.  
 Bailey, J. Warren  
 Barker, Warren S.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bassett, Edmund  
 Batchelder, Albert W.  
 Bennett, Frank P.  
 Besse, Harold A.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Boucher, Joseph Zoël  
 Boyer, Elmer E.  
 Brine, Henry C.

**Messrs.** Bruce, Charles  
 Bryant, Lincoln  
 Buck, Maurice A.  
 Burns, William A.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Clark, Chester W.  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Costello, Francis M.  
 Crafts, Lyman A.  
 Craven, John H.  
 Creed, James F.  
 Crosby, J. Howell

## JOURNAL OF THE CONVENTION,

Messrs. Crossley, William Cyril	Messrs. Lyman, Frank E.
Cummings, John W.	Malone, Dana
Curtis, Edwin U.	Mansfield, John J.
Dale, George H.	McAnarney, John W.
Davis, Elbridge G.	McCaffrey, George H., Jr.
Davis, William R.	Mitchell, Charlee
Dean, Robert A.	Montague, David T.
Douglass, John J.	Moore, Charles D. C.
Dresser, Frank F.	Morton, James M.
Dutch, Charles Frederick	Nutting, Edward H.
Ellis, Theodore W.	Parker, Herbert
Farnsworth, Frank S.	Parkman, Henry
Feiker, William H.	Richardson, James P.
Ferry, Irving D.	Saunders, Amos T.
Ferry, James R.	Shattuck, Josiah B.
Fisher, Edward	Shea, John M.
Fitz-Randolph, Reginald T.	Sullivan, Edmund G.
Gates, Joseph S.	Sweeney, Edward A.
Gaylord, Henry E.	Sweet, Joseph L.
George, Samuel W.	Talbot, Harry R.
Granfield, William J.	Tatman, Charles T.
Hall, Elisha S.	Thompson, Hubert C.
Hall, Frederick S.	Tilton, Rufus H.
Harrington, Patrick H.	Turner, Joseph
Hicks, George H.	Walcott, Robert
Hobbs, Clarence W., Jr.	Washburn, Albert H.
Howard, Charles P.	Waterman, George B.
Hutchings, Henry M.	Webster, George P.
Jones, George R.	Wellman, Arthur Holbrook
Kilbon, John L.	Wheeler, William
Kinney, William S.	White, John A.
Kneil, Arthur S.	Willett, George Franklin
Knotts, J. Franklin	Williams, Fred Homer
Leonard, Joseph J.	Wilson, William H.
Look, William J.	Wing, Herbert
Loring, Augustus P.	Wood, Charles J.
Lowe, Arthur H.	Youngman, William S.
Lowell, James A.	

131 yeas; 109 nays.

Therefore the motion of Mr. Brennan was adopted; and, accordingly, the resolution was recommitted to the Committee of the Whole.

Resolutions —

Judges, — tenure. Relative to limiting the tenure of judicial officers to ten years (Doc. No. 194);

Id. Providing for the appointment, removal and retirement of judges and their tenure of office (Doc. No. 96);

Id. Providing for the appointment of judges for specific terms (Doc. No. 193);

Id. Relative to the appointment of judicial officers for a term of seven years (Doc. No. 192);

Id. Relative to the tenure of office of the judiciary (Doc. No. 191); and

Judges, — salaries. Relative to the salaries of judicial officers (Doc. No. 91);

Were severally recommitted to the Committee of the Whole, on motions of Mr. Finn of Chelsea.

Committee of the Whole.

On motion of Mr. Bates of Boston the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The Chair appointed Mr. Bates as chairman of the Committee.

Subsequently Mr. Bates, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

At one o'clock P.M., under the provisions of a standing order, <sup>Recess.</sup> the Chair (Mr. Kenefick of Palmer) declared a recess until two o'clock; at which hour the Convention reassembled.

On motion of Mr. Bates of Boston the Convention resolved <sup>Committee of the Whole.</sup> itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Bates to take the chair.

Subsequently Mr. Bates, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At two minutes after four o'clock, on motion of Mr. Coolidge of Milton, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

**COMMITTEE OF THE WHOLE.****JOURNAL OF THE COMMITTEE OF THE WHOLE.**

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**WEDNESDAY, August 8, 1917.****Mr. Bates of Boston in the chair.**

**Initiative and  
referendum.** The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered.

After debate, and without action on the resolution, Mr. Hale of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

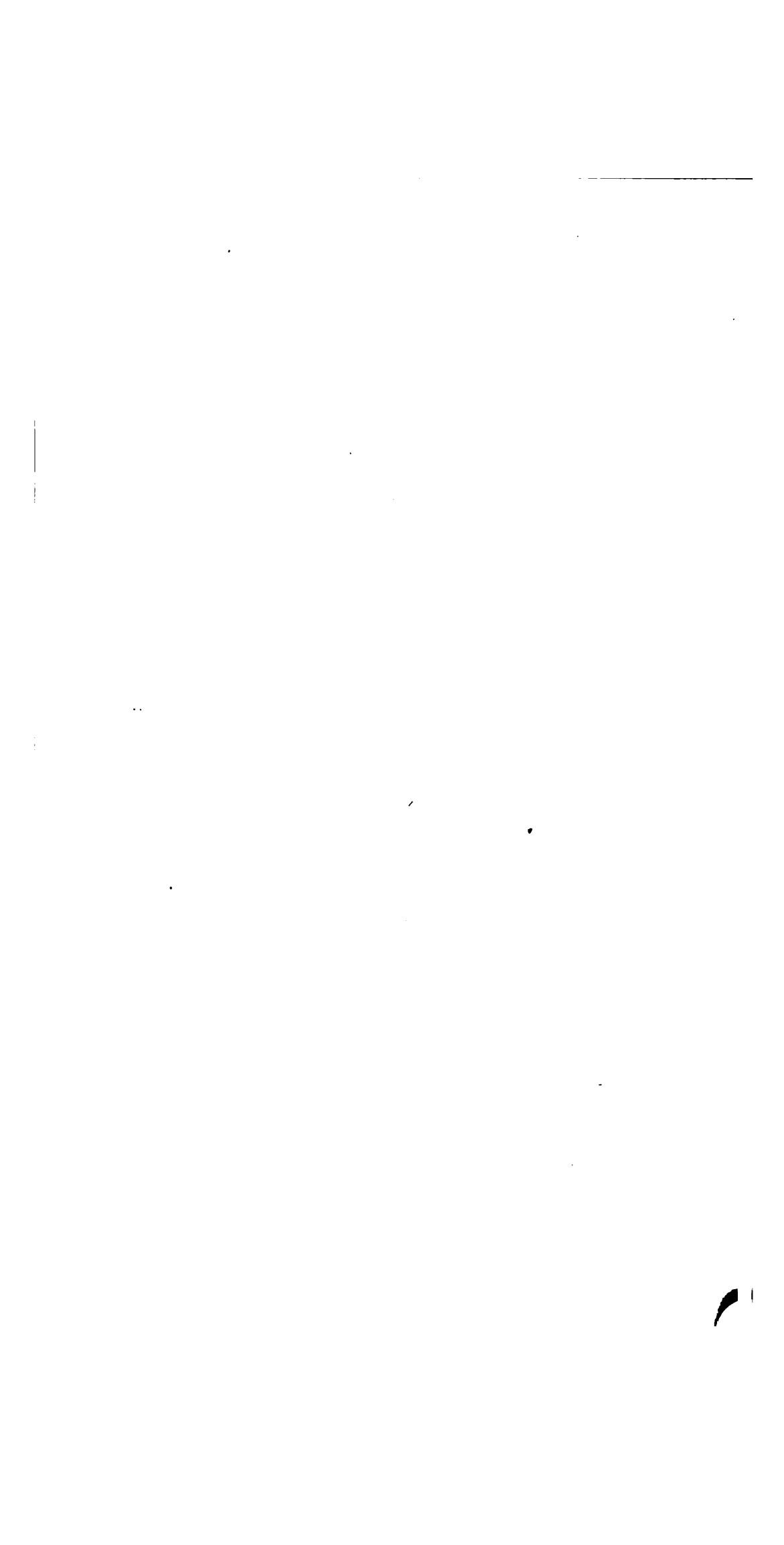
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**Id.** After the recess the Committee resumed consideration of its Docket, Mr. Bates being in the chair.

On the appearance of a quorum the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Edwin U. Curtis of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.





## JOURNAL OF THE CONVENTION.

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THURSDAY, August 9, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Parris T. Farwell of Newton.

### *Proposed Amendments of Rules.*

The following order, offered by Mr. Bodfish of Barnstable, was referred to the committee on Rules and Procedure, on motion of Mr. Lowe of Fitchburg: —

*Ordered*, That Rule 34 be amended so as to read as follows: —

34. If the Committee of the Whole reports that a proposal to amend the Constitution which has been referred to it ought not to pass, the question shall be: "Shall the proposal be adopted?" If the Convention votes in favor of adoption, the proposal shall be read and placed in the Orders of the Day for the next session for a second reading.

The following order, offered by Mr. Bouvé of Hingham, was referred to the committee on Rules and Procedure, on motion of Mr. Lowe of Fitchburg: —

*Ordered*, That Rule 32, relative to procedure in Committee of the Whole, be amended by striking out, in lines 8 and 9, the words "the yeas and nays shall not be called;"

On motion of Mr. Parkman of Boston the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Parkman to take the chair.

Subsequently Mr. Parkman, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

At one o'clock P.M., under the provisions of a standing order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

On motion of Mr. Washburn of Worcester the Sergeant-at-Arms was instructed to secure the presence of a quorum.

On the appearance of a quorum the Convention, on motion of Mr. Parkman of Boston, resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

The President appointed Mr. Parkman to take the chair.

**JOURNAL OF THE CONVENTION,**

**Initiative and  
referendum.**

Subsequently Mr. Parkman, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At four minutes before four o'clock, on motion of Mr. Washburn of Middleborough, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

THURSDAY, AUGUST 9, 1917.

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JOURNAL OF THE COMMITTEE OF THE WHOLE.

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THURSDAY, August 9, 1917.

Mr. Parkman of Boston in the chair.

The Resolution to provide for establishing the initiative and <sup>Initiative and</sup> referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Churchill of Amherst moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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After the recess the Committee resumed consideration of its Docket, Mr. Parkman being in the chair.

The Resolution to provide for establishing the initiative and <sup>Id.</sup> referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Hale of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.



## JOURNAL OF THE CONVENTION.

FRIDAY, August 10, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Robert P. Anderson of Boston.

### *Quorum.*

Mr. Feiker of Northampton moved that the Sergeant-at-Arms *Quorum*. be instructed to secure the presence of a quorum; and this motion was adopted.

### *Proposed Amendment of Rule 32.*

Mr. Underhill of Somerville, for the committee on Rules and Procedure, reported recommending that the following order ought not to be adopted: —

*Ordered*, That Rule 32, relative to procedure in Committee of the Whole, be amended by striking out, in lines 8 and 9, the words "the yeas and nays shall not be called;" Rule 32, — amendment.

The report was read; and the order was considered forthwith and was rejected.

### *Views on the Initiative and Referendum.*

Mr. Hall of Taunton, for the committee on Rules and Procedure, reported recommending that the following order ought to be adopted: —

*Ordered*, That two thousand additional copies of Convention Document No. 343, being the minority report on the subject of the initiative and referendum, be printed; and that the text of said document be included in the volume of reported debates of the Convention. Initiative and referendum, — minority views.

The report was read; and the order was considered forthwith and was adopted.

### *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution relative to the support of certain institutions from public funds (Doc. No. 338 — as corrected by the committee on Form and Phraseology see Doc. No. 347, pages 5 and 6) Public funds, — appropriations. was considered.

The committee on Form and Phraseology reported recommending that the resolution be amended by the substitution of a resolution with the same title (printed in No. 347, pages 8 and 9).

Mr. Bryant of Milton moved that the further consideration of the resolution be postponed until Tuesday next; and this motion, after debate, was negatived.

After further debate Mr. Boyden of Deerfield moved that the resolution be amended by adding at the end thereof the words

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"But nothing herein contained shall be construed to prevent any town from raising and appropriating money for such academies in the Commonwealth wherein no denominational doctrine is inculcated as are open to the public in any town not maintaining a high school or specifically exempted therefrom."

Mr. Morton of Fall River moved that the resolution be amended by inserting after the word "town", in line 31 (Doc. No. 347, page 6), the words ", and to carry out legal obligations, if any, already entered into".

Mr. George of Haverhill moved that the resolution be amended by the substitution of a Resolution guaranteeing freedom of religious worship and prohibiting religious discrimination and the public support of sectarian institutions (Doc. No. 341).

Mr. Lomasney of Boston moved that the resolution be amended by inserting before the word "agents", in line 27 (Doc. No. 347, page 6), the word "public".

Mr. Anderson of Newton moved that the resolution be amended by inserting after the word "learning", in line 22 (Doc. No. 347, page 6), the words ", whether under public control or otherwise,"; by inserting after the word "school," in line 24, the words "or any"; and by inserting after the word "not", in line 25, the words "publicly owned and".

Mr. Bates of Boston moved that the amendment moved by Mr. Morton of Fall River be amended by striking out the word "legal".

Mr. Edwin U. Curtis of Boston moved that the resolution be amended by striking out, in lines 30 and 31 (Doc. No. 347, page 6), the words "libraries open to the public in any city or town", and inserting in place thereof the words "free public libraries".

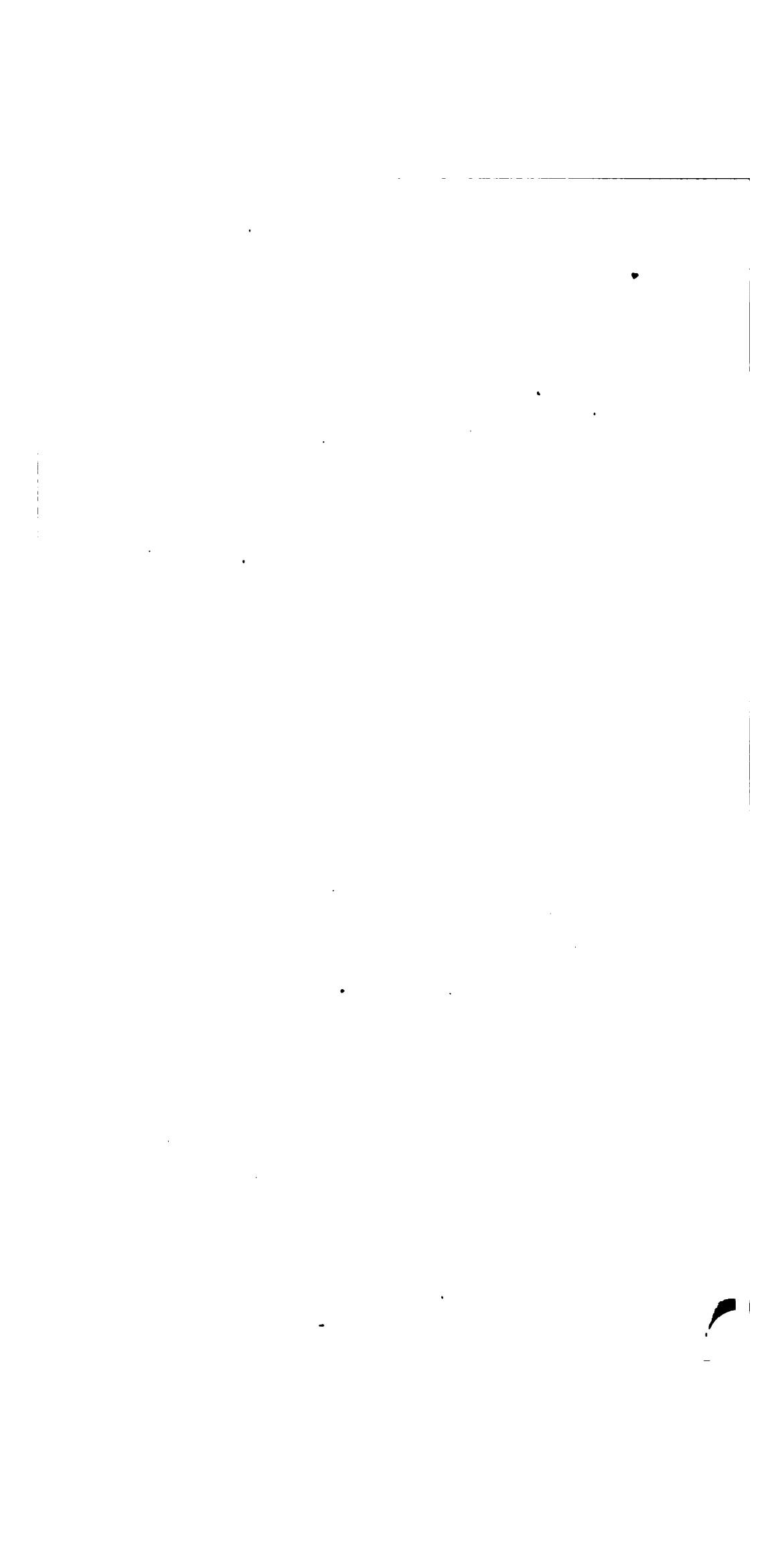
Mr. Washburn of Worcester moved that the resolution be amended by adding at the end thereof the words "Nothing in this amendment shall in any way affect chapter 78 of the Acts and Resolves of 1911, being a resolve in favor of the Massachusetts Institute of Technology, and chapter 87 of the Acts and Resolves of 1912, being a resolve in favor of the Worcester Polytechnic Institute."

Mr. Bryant of Milton moved that the resolution be amended by adding at the end thereof the words "Provided that nothing herein contained shall prevent the appropriation and payment to the Massachusetts Institute of Technology of the sums granted to it under chapter 78 of the Resolves of 1911 as amended, or to the appropriation and payment to the Worcester Polytechnic Institute of the sums granted to it under chapter 87 of the Resolves of 1912."

Mr. Richardson of Newton moved that the amendment moved by Mr. Boyden be amended by adding after the word "academies" the words "now existing".

After further debate, and without action on the pending amendments, —

At one o'clock P.M., under the provisions of a standing order, the President declared the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.





## JOURNAL OF THE CONVENTION.

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TUESDAY, August 14, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. John W. Hamilton, Bishop of the Methodist Episcopal Church and Chancellor of the American University at Washington.

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### *Death of Honorable Dana Malone.*

Mr. Parker of Lancaster announced the death, on Monday, August 13, of Honorable Dana Malone of Greenfield, and offered Death of  
Honorable  
Dana Malone. the following resolutions:

*Whereas*, The members of the Massachusetts Constitutional Convention, having learned with profound sorrow of the death, without warning, of their late associate and colleague, the Honorable Dana Malone of Greenfield; now in session assembled be it

*Resolved*, That the members of the Convention recognize and record their grateful appreciation of the valuable and efficient service and of the devoted public spirit of their late colleague in the admirable performance of his duties to this Convention, and to his constituents the people of the Commonwealth;

*Resolved*, That the members of the Convention deplore the loss of his inspiring, helpful companionship, and his wise counsel, upon which they had relied for the further performance of their labors;

*Resolved*, That, in the expression of the respectful sympathy of the members of the Convention, a copy of these resolutions be transmitted to the family of their late colleague and friend;

*Resolved*, That the President of the Convention be respectfully requested to make such order in behalf of the Convention as may be appropriate in this solemn event which has stayed its deliberations. And as further mark of respect be it also

*Resolved*, That the Convention do now adjourn for the day.

The resolutions were read by Mr. Parker, and they were adopted by a unanimous rising vote.

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Accordingly, at ten minutes before eleven o'clock, the President declared the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.







# JOURNAL OF THE CONVENTION.

WEDNESDAY, August 15, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Francis E. Clark, Founder and President of the Young People's Society of Christian Endeavor.

## *Funeral of Honorable Dana Malone.*

The President announced the appointment of Messrs. Parker of Lancaster, Walsh of Fitchburg, Hibbard of Pittsfield, French of Randolph, Pillsbury of Wellesley, Boynton of Everett, Luce of Waltham, Kenefick of Palmer, Cox of Boston, Hutchings of Dedham, Ferrey of Pittsfield, Clapp of Lexington, Giddings of Great Barrington, Hall of Orange, Feiker of Northampton, Kinney of Boston, Boyden of Deerfield, Gleason of Andover and McLaud of Greenfield to serve with him as a special committee of the Convention to attend the funeral of the late Honorable Dana Malone, to be held in Greenfield, Thursday, August 16.

*Funeral of the  
late Honorable  
Dana Malone.*

## *Extension of Time for Certain Reports.*

On motion of Mr. Hall of Taunton, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, the Judiciary, Public Affairs, Social Welfare, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, August 21, in which to report on matters before them.

*Reports of  
committees, —  
extension of  
time.*

## *Remonstrances.*

A remonstrance of Robert S. Hoffman and others against the <sup>State insurance funds.</sup> passage of any resolution authorizing the General Court to create state insurance funds, was placed on file.

A remonstrance of the Baker-Vawter Company of Holyoke <sup>State industrial and commercial enterprises.</sup> against any amendment authorizing the Commonwealth to engage in industrial or commercial enterprises in competition with its citizens, as embodied in Convention Documents Nos. 319 and 327, was placed on file.

## *Submission of Amendments to the People.*

On motion of Mr. Fitz-Randolph of Nantucket, —

*Ordered*, That the committee on Amendment and Codification <sup>Constitution, — minor perfecting amendments.</sup> of the Constitution consider the advisability of submitting an amendment to the people containing minor perfecting amendments not of a controversial nature.

*Compensation of Secretary's Assistants.*

Mr. Wonson of Gloucester, for the Committee on Contingent Expenses and Pay-Roll, reported (at the request of the Secretary of the Convention) recommending the adoption of the following order: —

*Secretary's  
assistants, —  
compensation.*

*Ordered*, That the following additional compensation for the clerical assistants in the office of the Secretary of the Convention, from June 6, be approved: Two clerical assistants, \$2 per diem; one clerical assistant, \$1 per diem.

The report was read; and the order was considered forthwith and was adopted.

*Reports of the Committee of the Whole.*

Mr. Pillsbury of Wellesley, for the committee on Rules and Procedure, to whom was referred an order proposing an amendment of Rule 34, reported recommending that Rules 33 and 34 be consolidated as Rule 33, as follows: —

*Rules 33 and  
34 amended.*

33. When the Committee of the Whole reports upon a resolution embodying a proposal to amend the Constitution, it shall be read and placed in the Orders of the Day for the next session, and shall then be open to amendment before the question is taken on ordering it to a second reading.

The report was read; and, pending the question on its acceptance, the further consideration thereof was postponed until the next session, on motion of Mr. Chandler of Somerville.

*Report of a Committee.*

*Casualty  
insurance  
companies,  
— absolute  
liability.*

By Mr. McLaud of Greenfield, for the committee on Public Affairs, that the Resolution to empower the General Court to make absolute the liabilities of casualty insurance companies to persons injured by accident (Doc. No. 256) ought not to pass.

The report was read; and the resolution was referred, under the rule, to the Committee of the Whole.

*Adjournment and Hour of Meeting.*

*Next session.*

Mr. Barnes of Mansfield moved that, when the Convention adjourns to-day, it adjourn to meet on Tuesday next at one o'clock P.M.

Mr. Lowell of Newton moved that, when the Convention adjourns to-day, it adjourn to meet on Monday next at one o'clock P.M.

After debate the question was put on the motion of Mr. Barnes, that motion having precedence, and the same prevailed.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

*Public funds,  
— appropria-  
tions.*

The Resolution relative to the support of certain institutions from public funds (Doc. No. 338 — as corrected by the commit-

tee on Form and Phraseology see Doc. No. 347, pages 5 and 6), being the unfinished business of the last session, was considered further.

Mr. Edwin U. Curtis of Boston (Mr. Underhill of Somerville being in the chair) withdrew the amendment previously moved by him, there being no objection.

The same member then moved that the resolution be amended by striking out, in lines 30 and 31 (Doc. No. 347, page 6) the words "libraries open to the public", and inserting in place thereof the words "free public libraries".

After debate Mr. Powers of Newton moved that the resolution be amended by inserting after the word "expended", in line 18, (Doc. No. 347, page 5) the words ", or of such state authorities as the legislature may direct".

At one o'clock, under the provisions of a standing order, the ~~Recess~~. President declared a recess until two o'clock; at which hour the Convention resumed consideration of the resolution.

Mr. Anderson of Newton moved that the resolution be amended by adding at the end thereof (Doc. No. 347, page 7) the following: "SECTION —. This amendment shall not take effect until the October first next succeeding its ratification and adoption by the people."

After debate Mr. Blackmur of Quincy moved that the resolution be amended by striking out, in line 24 (Doc. No. 347, page 6), the words "infirmary, hospital, institution, or"; by striking out, in line 25, the word "charitable"; by striking out, in lines 29 and 30, the words "the maintenance and support of the Soldiers' Home in Massachusetts and for"; by striking out, in line 39, the words "hospitals, infirmaries, or"; and by striking out, in line 42, the words "hospitals, infirmaries or".

After further debate Mr. James H. Brennan of Boston moved that debate be closed at half-past three o'clock, unless a vote be sooner reached; that speeches be limited to ten minutes each; and that the member of the committee in charge of the resolution be allowed the last ten minutes.

Mr. Leonard of Boston moved that the motion be amended by striking out the words "half-past three", and inserting in place thereof the words "half-past four".

Mr. Sawyer of Ware moved that the motion be amended by striking out the words "ten minutes", and inserting in place thereof the words "five minutes".

After debate the amendment moved by Mr. Sawyer was adopted, by a vote of 125 to 114; the amendment moved by Mr. Leonard was rejected, by a vote of 95 to 143; and the motion of Mr. Brennan, as amended, was then negatived, by a vote of 101 to 134.

After further debate Mr. Edwin U. Curtis moved that the Convention adjourn; and this motion was adopted, by a vote of 152 to 57.

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Accordingly, at five minutes past four o'clock, the Convention adjourned, to meet on Tuesday next at one o'clock P.M.

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W. H. D. BROWN, JR., M.D., F.A.C.P.

## JOURNAL OF THE CONVENTION.

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TUESDAY, August 21, 1917.

Met according to adjournment, at one o'clock P.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

### *Reception of the Russian Mission.*

On motion of Mr. Hall of Taunton, —

*Ordered*, That a committee of eleven members be appointed to wait upon His Excellency the Governor, and upon the Honorable Boris A. Bakhmetieff and his distinguished colleagues of the Russian Mission, and inform them that the Massachusetts Constitutional Convention is now in session and requests the pleasure and the honor of their presence.

The President appointed as the committee Messrs. Hall of Taunton, Thompson of Haverhill, Turner of Fall River, Bailey of Somerville, Tilton of Springfield, Bauer of Lynn, Brown of Brockton, Burns of Pittsfield, Montague of Boston, Swig of Taunton and Donoghue of Boston, and they proceeded to the discharge of their duty under escort of the Sergeant-at-Arms.

Soon afterwards Mr. Hall, for the committee, reported that they had attended to the duty assigned them, and that His Excellency the Governor had accepted the invitation of the Convention for himself and his guests and for the visitors and their guests, and that they would attend upon the Convention forthwith.

Thereupon His Excellency the Governor, His Honor the Lieutenant Governor, the Honorable Boris A. Bakhmetieff, Russian Ambassador, and other members of the Russian Mission, and His Honor the Mayor of Boston, accompanied by various civil and military officers, entered the Convention Chamber under escort of the Sergeant-at-Arms.

His Excellency Samuel W. McCall, Governor of the Commonwealth, was then presented to the Convention, and spoke as follows: —

Mr. PRESIDENT AND GENTLEMEN OF THE CONVENTION: — We are honored to-day by the presence of the special mission from the Republic of Russia to the United States. This honor is grateful to us for many reasons. In the first place, we find ourselves side by side with Russia in a war as wicked as it is colossal, which has involved almost every nation on the globe. In that war perhaps Russia has suffered more than any other nation, but she stands to-day unconquered, and I believe unconquerable. There is no nation in the world that has been more steadily the friend of the United States than has the Russian nation. It is now settled history that when in the darkest days of our Civil War the government of Lord John Russell set in motion a project

Address of His Excellency the Governor.

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to have the Emperor of the French propose to Great Britain and Russia to intervene between the North and the South, it was the firm friendship of Russia in that crisis that put to death that most infamous proposal. Again, in recognition of our primacy upon this continent, in friendship to the Monroe Doctrine and in friendship to us, she conveyed to us for hardly more than a nominal consideration the vast reaches of her territory along Bering Strait and the North Pacific, and it was from her that we received Alaska, with the untold resources of that rich, even if frozen, empire. So that our comradeship to-day with Russia is based upon a century of firm friendship.

It does little credit to the justice of the nations which have long directed the diplomacy of the world that a nation having nearly one-sixth of the land area of the globe, and nearly one-tenth of its population, should be denied free access to warm water, and that its commerce should have laid upon it that embargo which is imposed upon ports which are frozen during the greater part of the year. Encompassed as we are upon every side by thousands of miles of free and open sea, we should do our utmost to remedy this injustice and to give that great people free access to the ocean.

And then this honor which we have to-day is grateful to us for another reason. Russia has ranged herself side by side with the United States in the sisterhood of republics. Systems of government cannot be settled offhand, I know, by grandiloquent declamations about liberty and democracy. Systems of government, where they have been oppressive systems that have long been in force over a people, become so interwoven with the thoughts and habits of the people that they cannot at once step into the full sunlight; and, just as a man who has been a long time kept in prison becomes attached to his dungeon and cannot endure the light of day, so nations long held in the house of bondage must make their way towards freedom by slow and painful struggles, by suffering and by many tears. But Russia, by her willingness to rebel against oppression — and it is to her credit that she has been willing to throw off the yoke — has shown her fitness to be free, and I believe that any little reaction that may come will be but the natural marking of her steady progress toward a free and orderly government.

And so, gentlemen, to-day let us send the greetings of perhaps the oldest Commonwealth in the world to the youngest. Let us ask these envoys to take back to Russia the hope of Massachusetts that that great republic that stretches over so much of Asia and Europe may be as enduring and as free as it is powerful and great. They come here to-day and find you in the interesting process of revising our ancient Constitution, not by the bayonet and the sword, but by that peaceful deliberation which should hold sway over the government of states and over the government of the world. Perhaps they may derive something from our process that will be useful to their compatriots at home, and so let them go back to Russia as messengers of the good will and of the gratitude and of the hope of the people of Massachusetts.

TUESDAY, AUGUST 21, 1917.

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President John L. Bates then spoke as follows:—

YOUR EXCELLENCY, GOVERNOR McCALL, DISTINGUISHED REPRESENTATIVE FROM A NEW AND GREAT REPUBLIC, AMBASSADOR BAKHMETIEFF: — It is my very pleasant privilege, on behalf of the members of this Constitutional Convention, to join in the words of welcome that have been extended by His Excellency, and to extend to you the warm greetings of this Convention. His Excellency has referred to some of the incidents in our history that have shown the friendship of the Russian nation for the American people. Let me refer to one or two more.

Address of  
President  
Bates.

There was a certain King George against whom our forefathers rebelled. When the Revolution was at its height, when our armies seemed to be making headway, King George thought he had a very happy idea from which victory might come to his army. He sat down and wrote in his own hand a letter to the great princess, Catherine of Russia, telling her that he could use some of her troops in suppressing the rebellion in his colonies and that he would be willing to pay for some of her gallant fighters. The message came back quickly. It was a stinging rebuke to King George and a gruff refusal to employ her forces in any such manner.

Again, in 1812, when our country was fighting for the freedom of the seas, again at war with England, it was John Quincy Adams of Massachusetts who represented this nation at the court of the Czar. The Czar was his friend; and the friendship of the Czar and of the Russian people for America caused him to offer his good services to bring about a mediation between England and this country. Our President gladly accepted the offer and appointed a commission to confer with Mr. Adams across the seas, but our United States Senate did not like the commission and failed to confirm it. Nevertheless, the moral support of the friendship of Russia at that time meant much to a still struggling nation. So that we have not only in the crisis of the Rebellion the Russian people coming to the support of America, but we have also their support in the days of our Revolution and in the days of the War of 1812. For these instances of friendship, extending over a period of nearly one hundred and fifty years, we would give you, Sir, a most warm welcome.

But, as His Excellency has well said, there are other reasons. We welcome you here because of what you represent at this hour. The world has been passing through a night of horror such as had never visited it before. At the hour when the darkness seemed most intense, when it was broken only by the rumblings of the thunders of war and the lightnings of death, then it was, Sir, that we suddenly discovered, when hope was almost gone, a faint light in the East; and soon we discovered that it was the dawn of a new day, for we heard the exultant cry of a people that were at last free, we heard the rejoicing of a people that had gained their liberty, and we heard the clanking of chains that were to bind them no more. And, Sir, with the coming of that dawn there came into existence a new republic. We had wondered why in God's providence this great conflict had been allowed to go on so far, why there had been so much of human

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suffering, so much of death and of torture. We began to see that the purposes of God cannot be fathomed by men, but that

“ . . . through the ages one increasing purpose runs,  
And the thoughts of men are widened with the process of the suns.”

Why, Sir, the house of the Romanoffs ascended the throne of Russia in 1613, and with it there came into existence the most absolute autocratic rule that the world had known. For three centuries it has maintained itself in strength and power, but, as we believe, Sir, to the detriment of the great masses of the people, who had to endure the tyrannies of that reign. Seven years after the first of the Romanoffs ascended the throne, a little bark anchored fifty miles off here to the east in what we now call Massachusetts Bay; and in the cabin of that little bark the men sat down and signed a written instrument by which they proposed to be governed as to fundamental principles, a written constitution to protect them against the tyranny of rulers and the tyranny of majorities. And that idea of the Mayflower has been developed in this world along with the idea of the absolute autocracy of the House of the Romanoffs. But when the dawn of that day came to which we have referred, we discovered that the star of the Mayflower was in the ascendant and that the star of absolute autocracy was fast setting. We were amazed at the rapidity with which you brought order out of chaos, we were amazed at the thoroughness and the comparative peacefulness of the revolution, and we have been filled with astonishment that your people have been so steady under these trying conditions, and that such progress has been made in self-government.

It seems to us as though today we were sister republics—sister republics having the same lofty ideals, seeking to obtain the same results, aye, and we are fighting the same battles for God. God made men “to conquer hell, and not to fatten like kine in clover”; and may the God of nations grant that out of this European hell of conflict that ambitious autocracy has forced upon humanity, humanity may come forth victorious, and that Russia and America and their Allies, standing together, may force autocracy, tyranny and the divine right of kings back into the abyss, and bury it so deep that it shall never know a resurrection morning.

And so we welcome you. We extend our kindest greetings and our most sincere congratulations.

Members of the Convention, it is now my pleasure to present to you the Ambassador of the new Republic, the Honorable Boris A. Bakhmetieff.

Response was made by Ambassador Bakhmetieff as follows:—

Mr. PRESIDENT AND MEMBERS OF THE CONSTITUTIONAL CONVENTION: — I am deeply sensible of the honor bestowed upon the members of the mission and myself by giving us the privileges of the floor of this assembly.

I am aware that by this act the people of the Commonwealth of Massachusetts, represented in this so distinguished a body, are

paying tribute to the efforts of the Nation which I have the honor to represent here, and which after centuries of oppression, has smothered the fetters of tyranny and now stands free on the threshold of self-dependent life and self-government rule.

And is it not a noteworthy coincidence that we, the representatives of the new-born and self-forming democracy of Russia, have arrived in Boston at the very moment of the gathering of this Constitutional Convention of the Commonwealth of Massachusetts, and thus have been given the privilege and opportunity, so rare and so exclusive, to witness the highest sanctuary of the exercising of the people's will, and to observe this manifestation of the creative power of democracy, of the supreme sovereignty of the people in this oldest of Commonwealths, one of the world's known examples of democratic activity and organization?

Only a few months divide us from the moment when we will call to life the National Constitutional Convention of all Russia — that grand and majestic assembly which has been for so many years the hope and aspiration of the Russian people and which will have to represent, in all its sovereignty and plenitude, the supreme will of the Nation, the creative power of Russian democracy.

It is the Constitutional assembly of Russia which will have to formulate and frame the very bases of the future existence of the Russian Commonwealth, lay the foundation and construct the skeleton of the future structure of the Russian State. And here at this cradle of representative government we find the inspiration of our hope, the blessing of faith for the future of Russia.

Here you are, the very best of the people intrusted with the faith of the citizens of the Commonwealth of Massachusetts, creating fundamental law in the name of and for the benefit of your citizens. And there, in the streets, in the beautiful buildings, in the monuments of this historical city, in the meadows, fields and valleys of this wonderful State, breathing with prosperity, comfort and happiness, what do we see? We see the result of your work, of the efforts of your predecessors. We see what democracy has given and what it can afford to give.

And this prosperity, this happiness, all these blessings of free and self-dependent existence, giving everybody the chance and possibility to develop the highest of his qualities and capacities, — doesn't all this inspire our imagination and picture the future Russia, of free, democratic Russia, which, after passing through a transition period with its inevitable strife, clash of interest, occasional disorder and even bloodshed, will settle firmly in the democratic splendors of self-government so as to concentrate all the genius of the Nation, all its talent and capacity, all its latent and restrained activity through the development of the unlimited resources of the country, to the construction of free institutions, to the undaunted flourishing of the national talent of science, art and constructive humanity?

In that happy future, Russia, the great democracy of the East, will stand hand in hand with you, her eldest sister, this great democracy of the West, to uphold throughout the world the high ideals of humanity, liberty and justice, and to guard against oppression and tyranny.

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Such is the fascinating future for Russia in the event of the establishment and welding of the befreed Russian Nation into a strong and firm democratic State. To this end are tending the aims of the best spokesmen and challengers of the Russian Nation. To this end are tending the superhuman efforts of the best of her sons, who are using all their endeavors to reorganize and consolidate the fighting power of the Nation, to protect and stand firm against the external foe, the enemy of liberty and justice.

A strong, effective army to fight with all possible vigor for our great common cause is as necessary for the cause of the liberty of Russia as it is for the cause of the liberty of the world. The liberty of Russia depends on the liberty of the world, and — may I say — the liberty of the world depends on the establishment of a democracy in Russia.

Great are the sufferings of Russia. It is the third year that the country has been at war, and its army feels the blow of the enemy. Innumerable is the loss of life; immeasurable the suffering of the widow and the orphan, the toil of the refugee; oppressive the life in the country, where everything for more than two years has been sacrificed for the interest of warfare, and the population deprived of the most elementary commodities. The revolution has imposed new difficulties, new problems, new questions, new necessities. In the melting pot of historical events one perceives occasionally danger; one sees one's self close, occasionally, to the abyss of destruction. But you, — you Americans who have lived twice through the greatest calamities, you who have suffered and lived through national crises, — you have the beneficial example of self-obtaining democracy. You recall the example of unprecedented and flourishing development after the calamities and the catastrophes of the Revolutionary and Civil Wars.

And this gives you faith in democracy, this gives you the understanding of peoples' rule, inspires a new hope, gives you the real perception of historical happenings. And has not the message brought from Russia by the head of the mission which went over there from America, — one of your greatest citizens, of your ablest statesmen, of your deepest thinkers, Senator Elihu Root, — given a most wonderful example of such understanding and historical foresight?

In this brotherly welcome of your people, in these words of comfort, in all the sympathy which we feel, and believe me so sincerely appreciate, in this great people, we find our hope, our inspiration for our endeavors, for our work for the future of Russia.

May I end my short address by hailing, "O long live liberty, long live democracy."

Recess.

His Excellency, His Honor, the Ambassador, the Mayor and other guests then withdrew. The President announced that opportunity would immediately be given the members to greet in person the distinguished guests in Memorial Hall.

Upon the expiration of a short recess Mr. Boucher of New Bedford moved that the addresses of the Governor, the President and Ambassador Bakhmetieff be printed as a part of the records of the Convention; and the motion was adopted.

*The Late Honorable Dana Malone.*

A communication from Mrs. Dana Malone, extending to the members of the Convention "her most grateful thanks for the beautiful flowers sent to honor the memory of her beloved husband, and her deepest appreciation to the members who were present at his funeral service",— was read and placed on file.

*Leave of Absence.*

The following order, offered by Mr. Cummings of Fall River, was adopted by a unanimous rising vote:—

*Ordered*, That the Convention grant leave of absence to Delegates Theodore W. Ellis of Springfield, Charles P. Howard of Reading, George H. McCaffrey, Jr., of Boston and John L. Murphy of Chelsea, in order that they may attend the Reserve Officers' Training Camp at Plattsburg, New York.

Theodore W.  
Ellis, Charles  
P. Howard,  
George H.  
McCaffrey, Jr.,  
and John L.  
Murphy.

*Extension of Time for Certain Reports.*

On motion of Mr. Hibbard of Pittsfield, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, the Judiciary, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, August 28, in which to report on matters before them.

Reports of  
committees, —  
extension of  
time.

*Hour of Meeting and Adjournment.*

The consideration of the following order, offered by Mr. Walker of Brookline, was postponed until the next session, at the request of Mr. Davis of Cambridge:—

*Ordered*, That, unless it shall be otherwise ordered, whenever the Convention is in session at half-past four o'clock P.M., the President shall declare an adjournment; and that, whenever the Convention is in session at one o'clock P.M. on Fridays, the President shall declare an adjournment until the following Monday at one o'clock P.M.

Hour of  
meeting and  
adjournment.

The consideration of the following order, offered by Mr. Finn of Chelsea, was postponed until the next session, at the request of Mr. Barnes of Weymouth:—

*Ordered*, That, unless it shall be otherwise ordered, the Convention shall meet at 10.30 o'clock A.M.; that, whenever the Convention is in session at one o'clock P.M., except on Fridays, the President shall declare an adjournment until two o'clock P.M.; that, whenever the Convention is in session at five o'clock P.M., the President shall declare an adjournment until seven o'clock P.M.; that, whenever the Convention is in session at 9.30 o'clock P.M., the President shall declare an adjournment; and that,

## JOURNAL OF THE CONVENTION,

whenever the Convention is in session at one o'clock P.M. on Fridays, the President shall declare an adjournment until the following Tuesday.

This order shall not be dispensed with, altered or repealed except by a two-thirds vote of the members present and voting, to be determined by a call of the yeas and nays.

### *Printing of Bulletins of Information.*

The following order, offered by Mr. Codman of Brookline, was referred, under the provisions of a standing order, to the committee on Rules and Procedure: —

*"Bill Board Regulation."*

*Ordered*, That there be printed five hundred copies of the bulletin on "Bill Board Regulation", prepared by the commission appointed to compile information and data for the use of the Convention.

The following order, offered by Mr. Coolidge of Milton, was referred, under the provisions of a standing order, to the committee on Rules and Procedure: —

*"Regulation of the Liquor Traffic."*

*Ordered*, That there be printed five hundred copies of the bulletin on the "Regulation of the Liquor Traffic", prepared by the commission appointed to compile information and data for the use of the Convention.

The following order, offered by Mr. Hart of Cambridge, was referred, under the provisions of a standing order, to the committee on Rules and Procedure: —

*Proposals to amend the Constitution, — to print as a Convention document a brief summary.*

*Ordered*, That the Secretary of the Convention be authorized to print as a Convention document a brief summary of those propositions for amending the Constitution which have been favorably reported by committees, or still remain in their hands for further consideration.

### *Report of a Committee.*

*Taking of land for public purposes.*

By Mr. Weekes of Harwich, for the committee on Social Welfare, that the Resolution extending the purposes for which the Commonwealth may take land (Doc. No. 116) ought not to pass [Messrs. Kelley of Rockland and Delaney of Holyoke dissenting].

The report was read; and the resolution was referred, under the rule, to the Committee of the Whole.

### *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The report of the committee on Rules and Procedure, recommending that Rules Nos. 33 and 34 be consolidated as Rule 33, was accepted; and accordingly said rule was adopted, as follows: —

*Rules 33 and 34 consolidated.*

33. When the Committee of the Whole reports upon a resolution embodying a proposal to amend the Constitution, it shall be read and placed in the Orders of the Day for the next session,

and shall then be open to amendment before the question is taken on ordering it to a second reading.

The Resolution relative to the support of certain institutions from public funds (Doc. No. 338 — as corrected by the committee on Form and Phraseology see Doc. No. 347, pages 5 and 6), being the unfinished business of the last session, was considered further.

On motion of Mr. Sawyer of Ware it was voted that debate be closed at twelve o'clock to-morrow noon, unless a vote should be sooner reached; that speeches to-morrow morning be limited to ten minutes each; and that the member of the committee in charge of the resolution be allowed the last ten minutes.

After debate Mr. Bartlett of Newburyport moved that the resolution be amended by the substitution of the Resolution to prohibit the support of sectarian institutions from public funds (Doc. No. 66).

The same member moved that the amendment previously moved by Mr. Boyden of Deerfield be amended by striking out the words proposed to be inserted, and inserting in place thereof the following: "SECTION —. But nothing herein contained shall prevent any city or town from expending money raised by taxation or otherwise in the education of its school children in any school approved by the school committee and not under ecclesiastical or sectarian control."

Mr. Bryant of Milton withdrew the amendment previously moved by him, there being no objection.

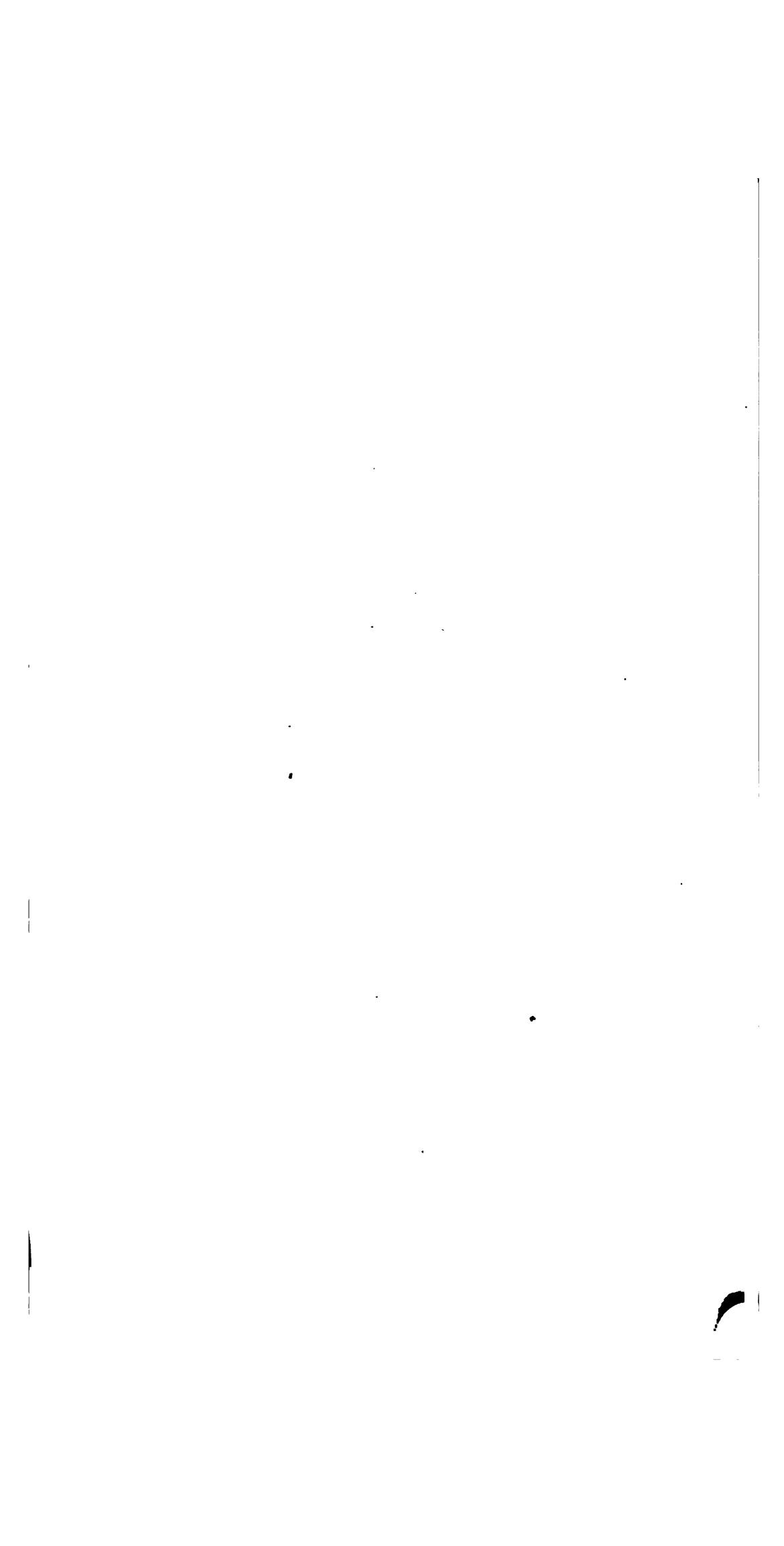
The same member then moved that the amendment previously moved by Mr. Morton of Fall River be amended by striking out the words proposed to be inserted, and inserting in place thereof the words ", and to carry out the provisions, as now defined, of Chapter 78 of the Resolves of 1911 and of Chapter 87 of the Resolves of 1912".

After further debate Mr. Lomasney of Boston moved that the Convention adjourn; and this motion was adopted.

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Accordingly, at five minutes before four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.







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WEDNESDAY, August 22, 1917.

Met according to adjournment, at half-past ten o'clock A.M.  
Prayer was offered by Rev. Benjamin G. Seaboyer of Chelsea,  
Adjutant and Chaplain of the Soldiers' Home in Massachusetts.

### *Hour of Meeting and Adjournment.*

The following order, offered by Mr. Walker of Brookline, the consideration of which was postponed from yesterday, was referred to the committee on Rules and Procedure, on motion of that member: —

*Ordered*, That, unless it shall be otherwise ordered, whenever the Convention is in session at half-past four o'clock P.M., the President shall declare an adjournment; and that, whenever the Convention is in session at one o'clock P.M. on Fridays, the President shall declare an adjournment until the following Monday at one o'clock P.M.

Hour of meeting and adjournment.

The following order, offered by Mr. Finn of Chelsea, the consideration of which was postponed from yesterday, was referred to the committee on Rules and Procedure, on motion of that member: —

*Ordered*, That, unless it shall be otherwise ordered, the Convention shall meet at 10.30 o'clock A.M.; that, whenever the Convention is in session at one o'clock P.M., except on Fridays, the President shall declare an adjournment until two o'clock P.M.; that, whenever the Convention is in session at five o'clock P.M., the President shall declare an adjournment until seven o'clock P.M.; that, whenever the Convention is in session at 9.30 o'clock P.M., the President shall declare an adjournment; and that, whenever the Convention is in session at one o'clock P.M. on Fridays, the President shall declare an adjournment until the following Tuesday.

This order shall not be dispensed with, altered or repealed except by a two-thirds vote of the members present and voting, to be determined by a call of the yeas and nays.

### *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution relative to the support of certain institutions from public funds (Doc. No. 338 — as corrected by the committee on Form and Phraseology see Doc. No. 347, pages 5 and 6), being the unfinished business of the last session, was considered further, the main question being on passing it to be engrossed.

Public funds, — appropriations.

After debate Mr. Anderson of Brookline (at eighteen minutes before twelve o'clock) moved that the time for closing debate be

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extended from twelve o'clock to two o'clock; and this motion was negatived.

After further debate Messrs. Bates of Boston and Washburn of Worcester withdrew the amendments previously moved by them, there being no objection.

The amendment previously moved by Mr. Powers of Newton was then rejected.

The amendments previously moved by Mr. Anderson of Newton were severally adopted, as follows: —

Inserting after the word "learning", in line 22, the words ", whether under public control or otherwise"; inserting before the word "college", in line 24, the words "or any"; inserting after the word "not", at the end of line 25, the words "publicly owned and"; and adding at the end of the resolution the following: "SECTION 5. This amendment shall not take effect until the October first next succeeding its ratification and adoption by the people."

The amendment of line 24, previously moved by Mr. Blackmur of Quincy, was rejected.

The same member then withdrew the remaining amendments previously moved by him, there being no objection.

The amendment previously moved by Mr. Lomasney of Boston was adopted, as follows: Inserting before the word "agents", in line 27, the word "public".

The amendment previously moved by Mr. Edwin U. Curtis of Boston was adopted, as follows: Striking out, in lines 30 and 31, the words "libraries open to the public", and inserting in place thereof the words "free public libraries".

The amendment previously moved by Mr. Bryant of Milton was rejected.

The amendment previously moved by Mr. Morton of Fall River was adopted, as follows: Inserting after the word "town", in line 31, the words ", and to carry out legal obligations, if any, already entered into".

The amendments previously moved by Messrs. Richardson of Newton, Bartlett of Newburyport and Boyden of Deerfield were severally rejected.

The amendment previously recommended by the committee on Form and Phraseology, and amendments (substitute resolutions) previously moved by Messrs. George of Haverhill and Bartlett of Newburyport, were severally rejected.

On the main question the sense of the Convention was taken by yeas and nays, at the request of Mr. Cummings of Fall River; and on the roll call 275 members voted in the affirmative and 25 in the negative, as follows: —

### YEAS.

Messrs. Adams, Brooks  
 Adams, Charles Francis  
 Adams, Scott  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Aylward, James F.  
 Bailey, Charles O.

Messrs. Bailey, J. Warren  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barker, Warren S.  
 Barnes, George L.  
 Barrett, James T.

Messrs. Bartlett, Horace I.	Messrs. Cusick, John F.
Bassett, Edmund	Dale, George H.
Batchelder, Albert W.	Daley, Peter
Bates, Sanford	Daly, John W.
Bauer, Ralph S.	Davis, Elbridge G.
Begley, John S.	Davis, William R.
Bennett, Frank P.	Delaney, Louis F.
Besse, Harold A.	Delano, Robert T.
Bicknell, Wallace H.	Dellinger, Raymond P.
Bigney, Robert E.	Derbyshire, James H.
Bodfish, John D. W.	Doe, Orestes T.
Bolster, Percy G.	Donnelly, James P.
Bosworth, Henry H.	Donoghue, John A.
Boucher, Joseph Zoél	Donovan, Daniel R.
Bouvé, Walter L.	Donovan, Thomas F.
Bowen, Patrick	Doran, James P.
Boyden, Frank L.	Douglass, John J.
Boyer, Elmer E.	Dresser, Frank F.
Boynton, Thomas J.	Driscoll, Dennis D.
Brennan, James H.	Driscoll, Timothy J.
Brennan, James J.	Dutch, Charles Frederick
Brine, Henry C.	Farnsworth, Frank S.
Broderick, Patrick S.	Ferrey, Irving D.
Brooks, George F.	Ferry, James R.
Brown, Samuel F.	Finn, E. Philip
Bruce, Charles	Fisher, Edward
Bryant, Lincoln	Fitz-Randolph, Reginald T.
Buck, Maurice A.	Flaherty, William
Bullock, William J.	Flye, Louis Edwin
Burns, William A.	Flynn, Maurice R.
Burrell, Fred J.	Fraser, Eugene B.
Butler, A. Webster	French, Asa P.
Buttrick, Allan G.	Frost, Archie N.
Callahan, Timothy F.	Gallagher, Daniel J.
Carr, Edward	Garland, Francis P.
Chandler, Leonard B.	Garland, John J.
Charbonneau, Henry V.	Gates, Joseph S.
Chase, Mial W.	Gaylord, Henry E.
Churchill, George B.	Giddings, Charles
Clapp, Robert P.	Glazier, Frederick P.
Clark, Chester W.	Gleason, Nesbit G.
Clark, Ezra W.	Good, John P.
Coakley, Daniel H.	Granfield, William J.
Codman, James M., Jr.	Graumann, John
Coe, S. Hamilton	Green, Thomas H.
Coleman, George W.	Greenwood, Hamlet S.
Collier, David R.	Haines, Benjamin F.
Collins, Samuel I.	Hale, Edward R.
Coogan, Clement F.	Hale, Matthew
Cook, Benjamin A.	Hall, Elisha S.
Coolidge, Louis A.	Hall, Frederick S.
Coombs, Zeletes W.	Hall, Isaac Freeman
Cooney, Charles P.	Hamilton, Andrew Foster
Corrigan, Robert S.	Harding, Clarence W.
Costello, Francis M.	Harriman, Arthur N.
Coughlan, William J.	Hart, Albert Bushnell
Cox, Guy W.	Hawley, Truman R.
Crafts, Lyman A.	Hibbard, Charles E.
Craven, John H.	Hicks, George H.
Creamer, Walter H.	Hobbs, Clarence W., Jr.
Crosby, J. Howell	Hoitt, Augustus J.
Crossley, William Cyril	Horgan, Francis J.
Curtis, Arthur B.	Howard, Charles P.
Curtis, Charles P., Jr.	Johnson, Charles R.
Curtis, Edwin U.	Jones, George R.
Curtiss, Elmer L.	Keliher, John A.

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Messrs.	Kelly, Luke L.	Messrs.	Powers, Samuel L.
	Kenny, Herbert A.		Putnam, Harry B.
	Kerr, Alexander		Quincy, Josiah
	Kilbon, John L.		Quinn, Timothy F.
	Kinney, William S.		Ray, Herbert L.
	Kneil, Arthur S.		Reidy, Michael J.
	Knotts, J. Franklin		Richardson, Edward A.
	Lane, Daniel W.		Richardson, James P.
	Lane, Dwight F.		Rieutord, Louis O.
	Langelier, Louis F. R.		Robbins, Edward J.
	Larson, Charles G.		Robinson, George H.
	Leboeuf, Telesphore		Ross, Samuel
	Leonard, Joseph J.		Saunders, Amos T.
	Logan, James		Sawyer, Roland D.
	Lomasney, Martin M.		Scigliano, Alfred P.
	Look, William J.		Shanahan, William J.
	Loring, Augustus P.		Shattuck, Josiah B.
	Love, Joseph A.		Shaw, Michael F.
	Lowe, Arthur H.		Shea, John M.
	Lowell, James A.		Shea, John T.
	Luce, Robert		Sheehan, Christopher A.
	Lufkin, Willfred W.		Sherburne, Nelson
	Lummus, Henry T.		Skerrett, Mark N.
	Lynch, John C.		Smith, Jerome S.
	MacMaster, Edward A.		Smith, Rutherford E.
	Maguire, James E.		Stearns, Harry N.
	Mahoney, John J.		Stoeber, Charles
	Mancovitz, David		Sullivan, Edmund G.
	Marshall, Daniel J.		Sullivan, Joseph M.
	Martin, Daniel A.		Sullivan, Michael A.
	Martin, Martin L.		Sullivan, William H.
	McAnarney, John W.		Sullivan, William J.
	McCarthy, Charles F.		Sweeney, Edward A.
	McCormack, John W.		Sweet, Joseph L.
	McIsaac, Daniel V.		Swig, Louis
	McKeon, Francis P.		Talbot, Harry R.
	McLaud, Abner S.		Tatman, Charles T.
	Merriam, John M.		Theller, Ralph L.
	Merrill, George Frye		Thompson, Edward
	Michelman, Joseph		Thompson, John L.
	Mitchell, Charles		Trefry, William D. T.
	Mitchell, John		Turner, Joseph
	Montague, David T.		Twomey, John C.
	Moore, Charles D. C.		Underhill, Charles L.
	Moriarty, James T.		Walcott, Robert
	Morrill, Charles H.		Walker, George
	Morton, James M.		Walker, Joseph
	Moynihan, James J.		Walsh, David I.
	Murley, Joseph J.		Washburn, Albert H.
	Murphy, John L.		Washburn, Charles G.
	Myron, John F.		Waterman, George B.
	Nestor, Patrick F.		Webster, Francis E.
	Newhall, Arthur N.		Webster, George P.
	Newton, H. Huestis		Weekes, George LeRoy
	Nutting, Edward H.		Wellman, Arthur Holbrook
	O'Connell, John J.		Wheeler, William
	O'Connell, Joseph F.		Whipple, Sherman L.
	O'Connor, John D.		White, John A.
	Parker, George S.		Whittier, Eugene P.
	Parker, Herbert		Willett, George Franklin
	Parkman, Henry		Williams, Fred Homer
	Peirce, Albion G.		Wing, Herbert
	Pelletier, Joseph C.		Wonson, Carlton W.
	Perry, Augustus W.		Wood, Charles J.
	Peterson, Patrick		

## NAYS.

Messrs. Anderson, George W.  
 Blackmur, Paul R.  
 Brackett, John Q. A.  
 Brown, E. Gerry  
 Cook, Rufus H.  
 Creed, James F.  
 Cummings, Herbert E.  
 Cummings, John W.  
 Dean, Robert A.  
 Donovan, James A.  
 Feiker, William H.  
 George, Samuel W.  
 Harrington, Patrick H.

Messrs. Kelley, George W.  
 Kelley, Thomas R.  
 Kenefick, Thomas W.  
 Linke, Fred R.  
 Lyman, Frank E.  
 Mansfield, John J.  
 McCaffrey, George H., Jr.  
 Moran, William  
 Pillsbury, Albert E.  
 Thompson, Hubert C.  
 Tilton, Rufus H.  
 Winslow, Guy M.

275 yeas; 25 nays.

Therefore the resolution, as amended (Doc. No. 348), was passed to be engrossed.

*Recess.*

At sixteen minutes before one o'clock P.M., on motion of Mr. Parker of Lancaster, recess was taken until two o'clock; at which hour the Convention reassembled.

*Committee of the Whole.*

On motion of Mr. Hibbard of Pittsfield the Convention re-<sup>Committee of the Whole.</sup> solved itself into Committee of the Whole for the purpose of the Whole. considering the matters on its Docket.

The President appointed Mr. Hibbard to take the chair.

Subsequently (Mr. Pillsbury of Wellesley being in the chair), <sup>Initiative and referendum.</sup> Mr. Hibbard, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

At seven minutes after four o'clock, on motion of Mr. Dennis D. Driscoll of Boston (Mr. Pillsbury being in the chair), the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

## COMMITTEE OF THE WHOLE.

JOURNAL OF THE COMMITTEE OF THE WHOLE.

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WEDNESDAY, August 22, 1917.

Mr. Hibbard of Pittsfield in the chair.

Quorum.

Mr. Trefry of Marblehead moved that the Sergeant-at-Arms be instructed to secure the presence of a quorum; and this motion was adopted.

Initiative and  
referendum.

On the appearance of a quorum the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Sullivan of Salem moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.





# JOURNAL OF THE CONVENTION.

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THURSDAY, August 23, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

*Honorable Nicholas Murray Butler.*

The President introduced the Honorable Nicholas Murray Butler, President of Columbia University, who addressed the Convention briefly.

President  
Butler of  
Columbia  
University.

*Leave of Absence.*

On motion of Mr. Skerrett of Worcester, —

*Ordered;* That Daniel J. Marshall of Worcester be granted leave of absence, in order that he may attend the Reserve Officers' Training Camp at Plattsburg, New York.

Daniel J.  
Marshall.

*Payment to the Widow of Walter F. Russell.*

Mr. Twomey of Lawrence, for the committee on Contingent Expenses and Pay-Roll, to whom was referred the order relative to allowing to Abigail A. Russell, widow of Walter F. Russell of Brockton, the compensation to which he would have been entitled as a member of the Convention from the Tenth Plymouth Representative District, reported recommending that the same ought to be adopted.

The report was read; and the order was placed in the Orders of the Day for the next session.

*Statements to be Printed in the Journal.*

On motion of Mr. Adams of Springfield, —

*Ordered,* That the oral statement of the chairman of the committee on Form and Phraseology, and the written statement of the chairman of the committee on Bill of Rights, made for their respective committees, on August 15, in reference to free public libraries in connection with the Resolution relative to the support of certain institutions from public funds (Doc. No. 347), be printed in the Journal of the Convention; also that the written statement of the chairman of the committee on Bill of Rights, made for his committee, on August 22, upon the question of the exemption from taxation of church, charitable or educational institutions in connection with the same resolution, be so printed.

Statements  
relative to  
free public  
libraries  
and the ex-  
emption from  
taxation  
of certain  
institutions.

*Committee of the Whole.*

On motion of Mr. Lowe of Fitchburg the Convention resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

Committee of  
the Whole.

## JOURNAL OF THE CONVENTION,

The President appointed Mr. Lowe to take the chair.

Initiative and referendum.  
Subsequently Mr. Lowe, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

Recess.  
At one o'clock P.M., under the provisions of a standing order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

Committee of the Whole.  
On the appearance of a quorum the Convention, on motion of Mr. Lowe of Fitchburg, resolved itself into Committee of the Whole for the purpose of considering the matters on its Docket.  
The President appointed Mr. Lowe to take the chair.

Initiative and referendum.  
Subsequently Mr. Lowe, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At eleven minutes before four o'clock, on motion of Mr. Parkman of Boston, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

THURSDAY, AUGUST 23, 1917.

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JOURNAL OF THE COMMITTEE OF THE WHOLE.

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THURSDAY, August 23, 1917.

Mr. Lowe of Fitchburg in the chair.

The Resolution to provide for establishing the initiative and <sup>Initiative and</sup> referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Sullivan of Salem moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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After the recess the Committee resumed consideration of its Docket, Mr. Lowe being in the chair.

The Resolution to provide for establishing the initiative and <sup>ia</sup> referendum (Doc. No. 335) was considered further.

After debate Mr. McCarthy of Marlborough asked for a count of the Committee to ascertain if a quorum was present. A count showed that 91 members were present.

Mr. Pillsbury of Wellesley moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.



## JOURNAL OF THE CONVENTION.

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FRIDAY, August 24, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Merritt A. Farren of Somerville, Corresponding Secretary of the Boston Seamen's Friend Society.

### *Leave of Absence.*

On motion of Mr. Buttrick of Lancaster, —

*Ordered*, That Charles F. Choate, Jr., of Southborough be granted leave of absence for two weeks, beginning August 28, <sup>Charles F. Choate, Jr.</sup> to comply with the order of the District Court of the United States requiring his attendance in the cities of Milwaukee and Chicago.

### *Members Absent in Government Service.*

The consideration of the following order, offered by Mr. Walker of Brookline, was postponed until the next session, at the request of Mr. Buttrick of Lancaster: —

*Ordered*, That members of the Convention who are granted leave of absence on account of military or naval service for the national government be authorized to arrange to be paired on questions coming before the Convention on which the yeas and nays are ordered.

Members absent in government service, — arrangement of pairs.

The following resolution, offered by Mr. Parkman of Boston, was unanimously adopted by a rising vote: —

*Whereas*, Messrs. Theodore W. Ellis of Springfield, Charles P. Id. Howard of Reading, George H. McCaffrey, Jr., of Boston, John L. Murphy of Chelsea, and Daniel J. Marshall of Worcester, members of the Convention, are about to leave for the Reserve Officers' Training Camp at Plattsburg, New York; be it

*Resolved*, That the members of the Convention extend to their colleagues best wishes for success, with hopes for an early return to their homes after having done their share in making democracy triumphant.

### *Public Support of Agricultural Organizations.*

A communication from Wilfrid Wheeler, Secretary of the State Board of Agriculture, enclosing a copy of a resolution adopted by the executive committee of said board, on August 17, requesting that agricultural organizations be definitely exempted from the operation of the proposed amendment of the Constitution prohibiting the support of certain institutions from public funds, was placed on file.

Agricultural organizations, — public support.

## JOURNAL OF THE CONVENTION,

*Hour of Meeting and Adjournment.*

Mr. Parker of Lancaster, for the committee on Rules and Procedure, to whom was referred the following order, reported recommending that the same ought not to be adopted:—

*Hour of meeting and adjournment.*

*Ordered*, That, unless it shall be otherwise ordered, the Convention shall meet at 10.30 o'clock A.M.; that, whenever the Convention is in session at one o'clock P.M., except on Fridays, the President shall declare an adjournment until two o'clock P.M.; that, whenever the Convention is in session at five o'clock P.M., the President shall declare an adjournment until seven o'clock P.M.; that, whenever the Convention is in session at 9.30 o'clock P.M., the President shall declare an adjournment; and that, whenever the Convention is in session at one o'clock P.M. on Fridays, the President shall declare an adjournment until the following Tuesday.

This order shall not be dispensed with, altered or repealed except by a two-thirds vote of the members present and voting, to be determined by a call of the yeas and nays.

The report was read; and the order was placed in the Orders of the Day for the next session.

Mr. Walker of Brookline, for the committee on Rules and Procedure, to whom was referred the following order, reported recommending that the same ought not to be adopted:—

*Id.*

*Ordered*, That, unless it shall be otherwise ordered, whenever the Convention is in session at half-past four o'clock P.M., the President shall declare an adjournment; and that, whenever the Convention is in session at one o'clock P.M. on Fridays, the President shall declare an adjournment until the following Monday at one o'clock P.M.

The report was read; and the order was considered forthwith under a suspension of the rule, on motion of Mr. Walker.

Pending the question on the adoption of the order it was withdrawn by the same member, there being no objection.

*Printing of Bulletins of Information.*

Mr. Underhill of Somerville, for the committee on Rules and Procedure, to whom was referred the following order, reported recommending that the same ought to be adopted:—

*"Regulation of the Liquor Traffic."*

*Ordered*, That there be printed five hundred copies of the bulletin on the "Regulation of the Liquor Traffic", prepared by the commission appointed to compile information and data for the use of the Convention.

The report was read; and the order was considered forthwith under a suspension of the rule, on motion of Mr. Underhill, and was adopted.

Mr. Boynton of Everett, for the committee on Rules and Procedure, to whom was referred the following order, reported recommending that the same ought to be adopted:—

*"Bill Board Regulation."*

*Ordered*, That there be printed five hundred copies of the bulletin on "Regulation of Bill Boards", prepared by the commis-

sion appointed to compile information and data for the use of the Convention.

The report was read; and the order was considered forthwith under a suspension of the rule, on motion of Mr. Boynton, and was adopted.

Mr. Luce of Waltham, for the committee on Rules and Procedure, to whom was referred the following order, reported recommending that the same ought to be adopted: —

*Ordered*, That the Secretary of the Convention be authorized to print as a Convention document a brief summary of those propositions for amending the Constitution which have been favorably reported by committees, or still remain in their hands for further consideration.

Proposals to amend the Constitution, — summary.

The report was read; and the order was considered forthwith under a suspension of the rule, on motion of Mr. Luce, and was adopted. (See Doc. No. 349.)

#### *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The following order was adopted: —

*Ordered*, That there be allowed and paid to Abigail A. Russell, widow of Walter F. Russell of Brockton, the compensation to which he would have been entitled as a member of the Convention from the Tenth Plymouth Representative District.

Widow of  
Walter F.  
Russell of  
Brockton.

#### *Committee of the Whole.*

On motion of Mr. Skerrett of Worcester the Convention re- solved itself into Committee of the Whole for the purpose of considering the matters on its Docket.

Committee of  
the Whole.

The President appointed Mr. Skerrett to take the chair.

Subsequently Mr. Skerrett, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

Initiative and  
referendum.

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At ten minutes before one o'clock, on motion of Mr. Brown of Brockton, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.

JOURNAL OF THE COMMITTEE OF THE WHOLE.

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FRIDAY, August 24, 1917.

Mr. Skerrett of Worcester in the chair.

Initiative and  
referendum.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

After debate Mr. Richardson of Newton asked for a count of the Committee to ascertain if a quorum was present. A count showed that 117 members were present.

Mr. Youngman of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

## JOURNAL OF THE CONVENTION.

TUESDAY, August 28, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Daniel A. Poling of Newton, Associate President of the United Society of Christian Endeavor.

### *Extension of Time for Certain Reports.*

On motion of Mr. Edwin U. Curtis of Boston, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, the Judiciary, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, September 4, in which to report on matters before them.

### *Leave of Absence.*

On motion of Mr. Buttrick of Lancaster, —

*Ordered*, That James J. Moynihan of Boston be granted leave of absence, under Rule 13, on account of the death of his mother.

On motion of Mr. Parker of Lancaster, —

*Ordered*, That Mr. O'Connell of Boston be granted leave of absence for one week, under Rule 13, for the purpose of attending, as a commissioner from Massachusetts, the conference, at Saratoga, New York, of commissioners on uniformity of legislation in the United States.

### *Members Absent in Government Service.*

The following order, the consideration of which was postponed from the last session, was referred to the committee on Rules and Procedure, on motion of Mr. Luce of Waltham: —

*Ordered*, That members of the Convention who are granted leave of absence on account of military or naval service for the national government be authorized to arrange to be paired on questions coming before the Convention on which the yeas and nays are ordered.

### *Limit of Debate.*

The following order, offered by Mr. Powers of Newton, was referred to the committee on Rules and Procedure, on motion of the same member: —

*Ordered*, That Rule 32 be amended by adding after the words "and a member may speak more than once" the words "but no speech shall exceed forty-five minutes", so that the clause shall read as follows: "and a member may speak more than once, but no speech shall exceed forty-five minutes."

## JOURNAL OF THE CONVENTION,

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The following order (offered by Mr. Finn of Chelsea) was considered; and after debate it was rejected, as recommended by the committee on Rules and Procedure:—

Hour of meeting and adjournment; evening sessions.

*Ordered*, That, unless it shall be otherwise ordered, the Convention shall meet at 10.30 o'clock A.M.; that, whenever the Convention is in session at one o'clock P.M., except on Fridays, the President shall declare an adjournment until two o'clock P.M.; that, whenever the Convention is in session at five o'clock P.M., the President shall declare an adjournment until seven o'clock P.M.; that, whenever the Convention is in session at 9.30 o'clock P.M., the President shall declare an adjournment; and that, whenever the Convention is in session at one o'clock P.M. on Fridays, the President shall declare an adjournment until the following Tuesday.

This order shall not be dispensed with, altered or repealed except by a two-thirds vote of the members present and voting, to be determined by a call of the yeas and nays.

*Committee of the Whole.*

Committee of the Whole.

On motion of Mr. Boynton of Everett the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Boynton to take the chair.

Initiative and referendum.

Subsequently Mr. Boynton, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

Recess.

At one o'clock, under the provisions of a standing order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

Committee of the Whole.

On motion of Mr. Boynton of Everett the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Boynton to take the chair.

Initiative and referendum.

Subsequently Mr. Boynton, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At one minute after four o'clock, on motion of Mr. Lowe of Fitchburg (Mr. Washburn of Worcester being in the chair), the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

TUESDAY, AUGUST 28, 1917.

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## JOURNAL OF THE COMMITTEE OF THE WHOLE.

TUESDAY, August 28, 1917.

Mr. Boynton of Everett in the chair.

The Resolution to provide for establishing the initiative and Initiative and referendum. referendum (Doc. No. 335) was considered further.

Mr. Dellinger of Wakefield moved that the resolution be amended as follows: —

By striking out, in line 5, the words "and amendments to the constitution";

By striking out lines 13 to 35, inclusive, as follows: —

### AMENDMENTS TO THE CONSTITUTION.

"If an initiative petition for any specific and particular amendment to the constitution is introduced into the general court, in the manner hereinafter provided, signed by not less than forty thousand qualified voters of the commonwealth, and the general court into which it is introduced shall fail to agree to such amendment in the manner provided in the ninth article of amendment to the constitution, such amendment shall nevertheless be deemed to be referred to the next general court and shall have the same standing therein as if once agreed to; and if such next general court shall fail before the first Wednesday of June to agree to such amendment in the manner provided in such ninth article, and if such initiative petition is completed by filing with the secretary of the commonwealth, not earlier than the first Wednesday of the following July nor later than the first Wednesday of the following August not less than ten thousand additional signatures of such qualified voters, then the secretary of the commonwealth shall submit such proposed amendment to the people at the next state election; and if it shall be approved by a majority of the qualified voters voting thereon, such amendment shall become part of the constitution of this commonwealth.";

By striking out, in line 56, in lines 62 and 63, and in line 77, the words "constitutional amendment or"; by striking out, in line 65, the words "or an amendment to the constitution";

By striking out, in lines 161 and 162, the words "amendment to the constitution, and each"; and

By striking out lines 168, 169 and 170, inclusive, as follows: "In the case of an amendment to the constitution: Shall an amendment to the constitution [here insert description] be approved?"

YES.	
NO.	

After debate, and without action on the resolution, Mr. Coleman of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

## COMMITTEE OF THE WHOLE.

*Initiative and  
referendum.*

After the recess the Committee resumed consideration of its Docket, Mr. Boynton being in the chair.

On the appearance of a quorum the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Kinney of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

# JOURNAL OF THE CONVENTION.

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WEDNESDAY, August 29, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Charles W. Henry of Andover.

## *Leave of Absence.*

On motion of Mr. Kelley of Rockland, —

Ordered, That Mr. Curtiss of Hingham be granted leave of absence, under Rule 13, from Tuesday, September 11, to Friday, September 14, inclusive, on account of business engagements outside the Commonwealth. Elmer L. Curtiss.

On motion of Mr. McCormack of Boston, —

Ordered, That Mr. Perry of Boston be granted leave of absence, Augustus W. Perry. under Rule 13, because of illness.

## *Endorsement of a Resolution.*

Mr. Harriman of New Bedford presented a communication from Boston Typographical Union No. 13 endorsing the Resolution to provide for establishing the initiative and referendum (Doc. No. 335), and the same was placed on file. Initiative and referendum.

## *Engrossed Resolution.*

The engrossed Resolution relative to the support of certain institutions from public funds (see Doc. No. 348) was laid before the Convention; and the President stated that it would be placed in the Orders of the Day for the next session. Public funds, appropriation.

## *Committee of the Whole.*

On motion of Mr. Brackett of Arlington the Convention resolved itself into Committee of the Whole, for the purpose of the Whole. considering the matters on its Docket.

The President appointed Mr. Brackett to take the chair.

Subsequently Mr. Brackett, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached. Initiative and referendum.

At eight minutes before one o'clock, on motion of Mr. Logan Recess. of Worcester, recess was taken until two o'clock; at which hour the Convention reassembled.

On motion of Mr. Brackett of Arlington the Convention resolved itself into Committee of the Whole, for the purpose of the Whole. considering the matters on its Docket.

The President appointed Mr. Brackett to take the chair.

## JOURNAL OF THE CONVENTION,

Initiative and  
referendum.

Subsequently Mr. Brackett, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At one minute before four o'clock, on motion of Mr. Montague of Boston, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

**JOURNAL OF THE COMMITTEE OF THE WHOLE.**

**WEDNESDAY, August 29, 1917.**

Mr. Brackett of Arlington in the chair.

The Resolution to provide for establishing the initiative and <sup>Initiative and</sup> referendum (Doc. No. 335) was considered further. <sup>referendum.</sup>

Mr. Thompson of North Attleborough moved that the resolution be amended by adding at the end thereof the following paragraph: "Article XLII of the amendments of the Constitution is hereby repealed."

After debate, and without action on the resolution, Mr. Powers of Newton moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

After the recess the Committee resumed consideration of its Docket, Mr. Brackett being in the chair.

On motion of Mr. Davis of Cambridge the Sergeant-at-Arms <sup>Quorum.</sup> was instructed to secure the presence of a quorum.

On the appearance of a quorum the Resolution to provide for <sup>Initiative and</sup> establishing the initiative and referendum (Doc. No. 335) was <sup>referendum.</sup> considered further.

After debate, and without action on the resolution, Mr. Anderson of Brookline moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.



## JOURNAL OF THE CONVENTION.

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THURSDAY, August 30, 1917.

Met according to adjournment, at half-past ten o'clock A.M.  
Prayer was offered by Rev. George H. Spencer of Boston.

### *Leave of Absence.*

On motion of Mr. Bangs of Boston, —

*Ordered*, That Mr. Charles P. Curtis, Jr., of Boston be granted leave of absence, under Rule 13, he having entered the naval service of the United States. Charles P. Curtis, Jr.

On motion of Mr. Avery of Holyoke, —

*Ordered*, That Mr. Martin of Holyoke be granted leave of absence, under Rule 13, in order that he may enter the military service of the United States and report for duty at Camp Devens at Ayer. Daniel A. Martin.

### *Limit of Debate.*

The following order, offered by Mr. Swig of Taunton, was referred to the committee on Rules and Procedure, on motion of the same member: —

*Ordered*, That, when a proposition shall have been under discussion for three full legislative days in Committee of the Whole, members shall be limited to fifteen minute speeches, and no member shall speak more than once without leave. Limit of debate.

### *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The engrossed Resolution relative to the support of certain institutions from public funds (see Doc. No. 348) was considered. Public funds, — appropriation.

Mr. Brackett of Arlington moved that the further consideration of the resolution be postponed until Thursday next, first in the orders of the day; and this motion, after debate, was negatived.

After further debate the Convention voted to submit the resolution to the people.

### *Committee of the Whole.*

On motion of Mr. Pelletier of Boston the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket. Committee of the Whole.

The President appointed Mr. Pelletier to take the chair.

Subsequently Mr. Pelletier, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached. Initiative and referendum.

**JOURNAL OF THE CONVENTION,****Recess.**

At one o'clock, under the provisions of a standing order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

**Committee of the Whole.**

On motion of Mr. Pelletier of Boston the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Pelletier to take the chair.

**Initiative and referendum.**

Subsequently (Mr. Pillsbury of Wellesley being in the chair) Mr. Pelletier, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

At eight minutes before four o'clock, on motion of Mr. George of Haverhill (Mr. Pillsbury being in the chair), the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

JOURNAL OF THE COMMITTEE OF THE WHOLE.

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THURSDAY, August 30, 1917.

Mr. Pelletier of Boston in the chair.

The Resolution to provide for establishing the initiative and <sup>Initiative and</sup> referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Cusick of Boston moved that the Committee rise; and this motion was adopted.

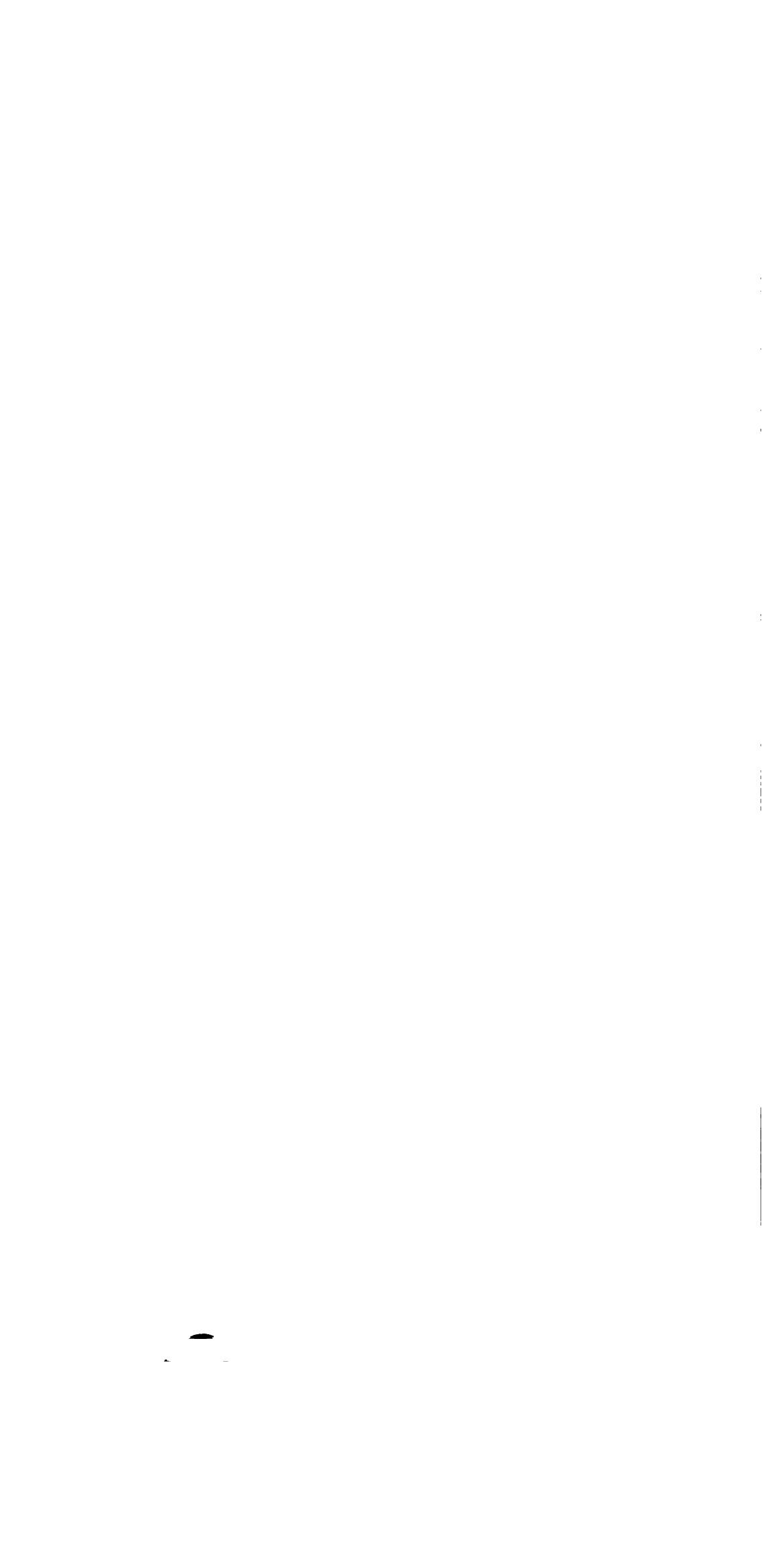
Accordingly the Committee rose.

After the recess the Committee resumed consideration of its Docket, Mr. Pelletier being in the chair.

On the appearance of a quorum the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was <sup>Initiative and</sup> considered further.

After debate, and without action on the resolution, Mr. Dennis D. Driscoll of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.



## JOURNAL OF THE CONVENTION.

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FRIDAY, August 31, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Warren P. Landers of Brockton, Secretary of the Massachusetts Total Abstinence Society.

### *Leave of Absence.*

On motion of Mr. Williams of Brookline, —

*Ordered*, That Mr. Cummings of North Brookfield be granted <sup>Herbert E.</sup> Cummings leave of absence, under Rule 13, because of illness.

On motion of Mr. Buttrick of Lancaster, —

*Ordered*, That Mr. Wheelock of Fitchburg be granted leave of <sup>Henry H.</sup> Wheelock absence, under Rule 13, he having entered the military service of the United States.

### *Committee of the Whole.*

On motion of Mr. Hall of Taunton the Convention resolved <sup>Committee of</sup> <sub>the Whole.</sub> itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Hall to take the chair.

Subsequently Mr. Hall, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At two minutes before one o'clock, on motion of Mr. Dennis D. Driscoll of Boston, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.

## JOURNAL OF THE COMMITTEE OF THE WHOLE.

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FRIDAY, August 31, 1917.

Mr. Hall of Taunton in the chair.

Initiative and  
referendum.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

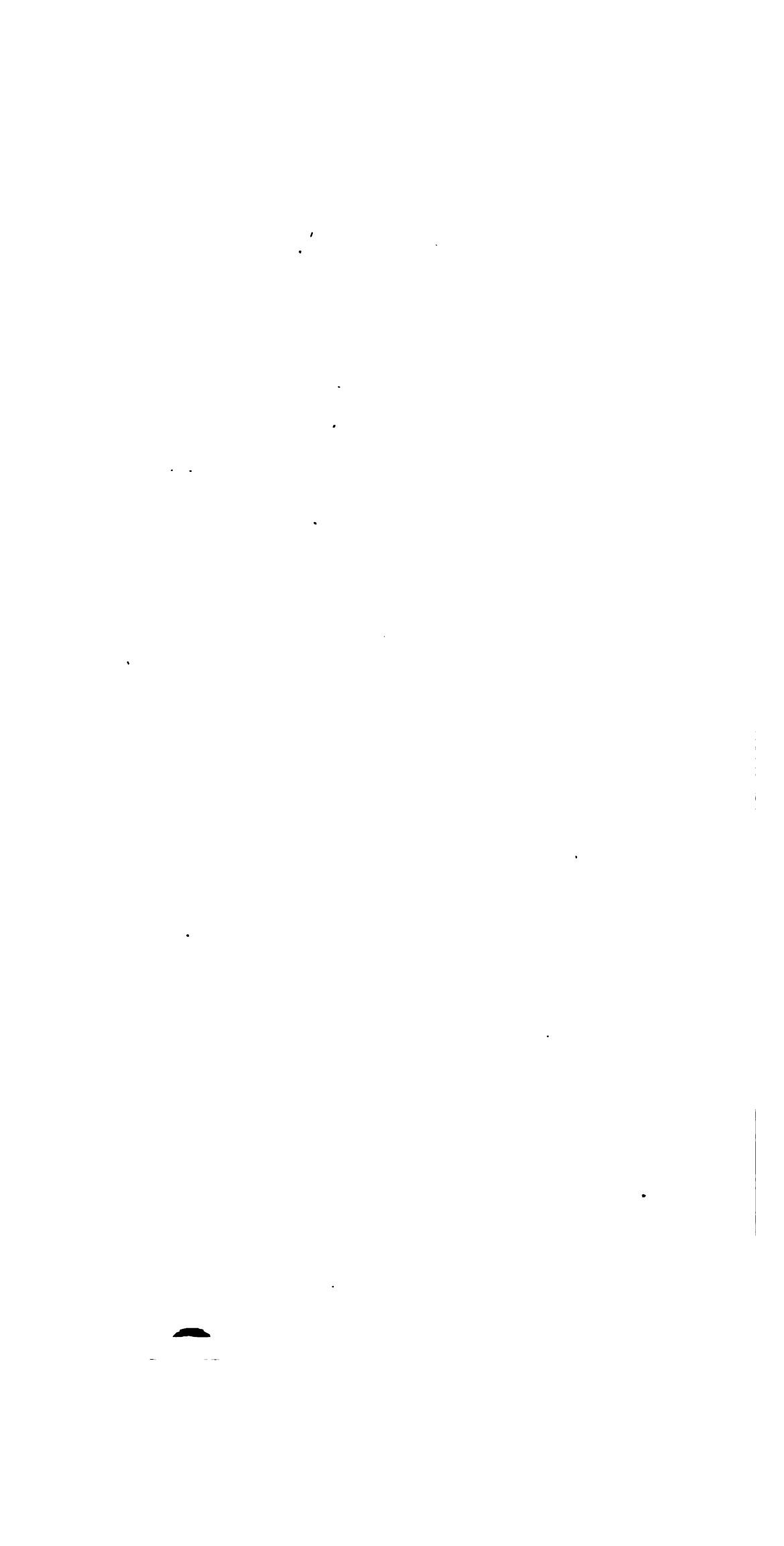
Quorum.

On motion of Mr. Moriarty of Boston the Sergeant-at-Arms was instructed to secure the presence of a quorum.

After debate, and without action on the resolution, Mr. Aylward of Cambridge moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.





## JOURNAL OF THE CONVENTION.

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TUESDAY, September 4, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Wilson Ezra Vandermark of Cambridge.

### *Extension of Time for Certain Reports.*

On motion of Mr. Dale of Watertown, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, the Judiciary, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, September 11, in which to report on matters before them.

### *Limit of Debate.*

The consideration of the following order, offered by Mr. Hart of Cambridge, was postponed until the next session, at the request of Mr. Sullivan of Salem: —

*Ordered*, That the committee on Rules and Procedure be requested to report a rule for the limitation of debate on all propositions which may come before the Convention, with suitable exceptions for the introducer and one opponent of a measure, and an allowance for time consumed by questions from other members and by necessary replies thereto.

The consideration of the following order, offered by Mr. Dutch of Winchester, was postponed until the next session, at the request of Mr. Sullivan of Salem: —

*Ordered*, That the committee on Rules and Procedure be requested to report to the Convention at its next session, with or without recommendation, (1) the order referred to them on August 28, proposing an amendment of Rule 32, and (2) a draft of a corresponding amendment of Rule 18.

The consideration of the following order, offered by Mr. Hobbs of Worcester, was postponed until the next session, at the request of the same member: —

*Ordered*, That debate in Committee of the Whole on Document No. 335 and amendments thereto be limited to thirty minutes to each speaker, except that four speakers, two to be chosen by the majority and two by the minority of the committee on the Initiative and Referendum, be allowed one hour each: *provided*, that the Committee of the Whole may in its discretion extend the time of any speaker.

### *Committee of the Whole.*

On motion of Mr. Pillsbury of Wellesley the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

**JOURNAL OF THE CONVENTION,**

The President appointed Mr. Pillsbury to take the chair.

**Initiative and referendum.** Subsequently Mr. Pillsbury, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

**Recess.** At four minutes before one o'clock, on motion of Mr. Trefry of Marblehead, recess was taken until two o'clock; at which hour the Convention reassembled.

**Committee of the Whole.** On motion of Mr. Pillsbury of Wellesley the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Pillsbury to take the chair.

**Initiative and referendum.** Subsequently Mr. Pillsbury, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At nine minutes after four o'clock, on motion of Mr. Lowe of Fitchburg, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

TUESDAY, SEPTEMBER 4, 1917.

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JOURNAL OF THE COMMITTEE OF THE WHOLE.

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TUESDAY, September, 4, 1917.

Mr. Pillsbury of Wellesley in the chair.

On the appearance of a quorum the Resolution to provide for Initiative and establishing the initiative and referendum (Doc. No. 335) was <sup>Initiative and</sup> <sup>referendum.</sup> considered further.

After debate, and without action on the resolution, Mr. Clark of Brockton moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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After the recess the Committee resumed consideration of its Docket, Mr. Pillsbury being in the chair.

Mr. Washburn of Worcester asked for a count of the Com- Quorum. mittee to ascertain if a quorum was present. A count showed that 64 members were present.

On the appearance of a quorum the Resolution to provide for Initiative and establishing the initiative and referendum (Doc. No. 335) was <sup>Initiative and</sup> <sup>referendum.</sup> considered further.

After debate, and without action on the resolution, Mr. Hart of Cambridge moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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## JOURNAL OF THE CONVENTION.

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WEDNESDAY, September 5, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. John J. Walker of Newton, Treasurer of the Massachusetts Home Missionary Society.

### *Leave of Absence.*

On motion of Mr. Crosby of Arlington, —

*Ordered*, That Mr. French of Randolph be granted leave of <sup>Asa P. French.</sup> absence, under Rule 13, for such sessions or portions of sessions, during the current week, as may be necessary to enable him to perform his duties as a member of a local exemption board.

### *Limit of Debate.*

Mr. Underhill of Somerville, for the committee on Rules and <sup>Limit of debate.</sup> Procedure, to whom were referred the order offered by Mr. Powers of Newton on August 28 and the order offered by Mr. Swig of Taunton on August 30, relative to limiting debate in Committee of the Whole, reported recommending the adoption of the following order (being identical with the order offered yesterday by Mr. Hobbs of Worcester): —

*Ordered*, That debate in Committee of the Whole on Document No. 335 and amendments thereto be limited to thirty minutes to each speaker, except that four speakers, two to be chosen by the majority and two by the minority of the committee on the Initiative and Referendum, be allowed one hour each: *provided*, that the Committee of the Whole may in its discretion extend the time of any speaker.

Mr. Collins of Amesbury asked for a count of the Convention <sup>Quorum.</sup> to ascertain if a quorum was present. A count showed that 118 members were present.

Soon after, Mr. Luce of Waltham moved that the roll of the Convention be called to ascertain if a quorum was present; and this motion was adopted.

The roll was called; and 170 members answered to their names, as follows: —

Messrs. Adams, Brooks  
Adams, Charles Francis  
Adams, Scott  
Adams, Smith J.  
Anderson, Frederick L.  
Anderson, George W.  
Avery, Nathan P.  
Aylward, James F.  
Bailey, Charles O.  
Bangs, Francis R.  
Bartlett, Horace I.

Messrs. Bassett, Edmund  
Batchelder, Albert W.  
Bates, John L.  
Bauer, Ralph S.  
Bennett, Frank P.  
Bergengren, Roy F.  
Bodfish, John D. W.  
Bosworth, Henry H.  
Boucher, Joseph Zoë  
Boyden, Frank L.  
Boyer, Elmer E.

## JOURNAL OF THE CONVENTION,

Messrs. Boynton, Thomas J.	Messrs. Jones, George R.
Brackett, John Q. A.	Kelley, George W.
Brennan, James J.	Kelly, Luke L.
Brown, E. Gerry	Kenefick, Thomas W.
Brown, Samuel F.	Kilbon, John L.
Bruce, Charles	Kinney, William S.
Bryant, Lincoln	Kneil, Arthur S.
Bullock, William J.	Knotts, J. Franklin
Burns, William A.	Lane, Dwight F.
Buttrick, Allan G.	Langelier, Louis F. R.
Callahan, Timothy F.	Larson, Charles G.
Chandler, Leonard B.	Leboeuf, Telesphore
Chase, Mial W.	Lomasney, Martin M.
Churchill, George B.	Look, William J.
Clapp, Robert P.	Loring, Augustus P.
Clark, Chester W.	Love, Joseph A.
Clark, Ezra W.	Lowe, Arthur H.
Codman, James M., Jr.	Lowell, James A.
Collins, Samuel I.	Luce, Robert
Coogan, Clement F.	Lufkin, Willfred W.
Coombs, Zelotes W.	Lummus, Henry T.
Corrigan, Robert S.	Lyman, Frank E.
Costello, Francis M.	Lynch, John C.
Cox, Guy W.	MacMaster, Edward A.
Crafts, Lyman A.	McAnarney, John W.
Creamer, Walter H.	McKeon, Francis P.
Crosby, J. Howell	McLaud, Abner S.
Curtis, Edwin U.	Merrill, George Frye
Dale, George H.	Michelman, Joseph
Daley, Peter	Mitchell, Charles
Davis, Elbridge G.	Mitchell, John
Day, Charles M.	Moore, Charles D. C.
Dean, Robert A.	Moran, William
Delaney, Louis F.	Moriarty, James T.
Delano, Robert T.	Morrill, Charles H.
Dellinger, Raymond P.	Morton, James M.
Derbyshire, James H.	Newton, H. Huettis
Donovan, Daniel R.	Nutting, Edward H.
Doran, James P.	O'Connell, John J.
Dresser, Frank F.	O'Connell, John P.
Driscoll, Dennis D.	Parker, Herbert
Dutch, Charles Frederick	Parkman, Henry
Farnsworth, Frank S.	Peirce, Albion G.
Ferrey, Irving D.	Peterson, Patrick
Ferry, James R.	Pillsbury, Albert E.
Fisher, Edward	Powers, Samuel L.
Foss, George H.	Quinn, Timothy F.
Garland, Francis P.	Ray, Herbert L.
Gartland, John J.	Richardson, Edward A.
Gaylord, Henry E.	Richardson, James P.
George, Samuel W.	Rieutord, Louis O.
Giddings, Charles	Robbins, Edward J.
Glazier, Frederick P.	Robinson, George H.
Gleason, Nesbit G.	Ross, Samuel
Good, John P.	Shea, John M.
Hale, Edward R.	Shea, John T.
Hall, Elisha S.	Sherburne, Nelson
Hall, Isaac Freeman	Smith, Jerome S.
Harding, Clarence W.	Smith, Rutherford E.
Harriman, Arthur N.	Stoeber, Charles
Hart, Albert Bushnell	Sullivan, Edmund G.
Hibbard, Charles E.	Sullivan, William J.
Hicks, George H.	Sweeney, Edward A.
Hobbs, Clarence W., Jr.	Sweet, Joseph L.
Hoitt, Augustus J.	Talbot, Harry R.
Horgan, Francis J.	Tatman, Charles T.

**Messrs.** Thompson, Edward  
 Thompson, John L.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walker, Joseph  
 Washburn, Albert H.  
 Waterman, George B.

**Messrs.** Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Winslow, Guy M.

Therefore it appeared that a quorum was then present.  
 After debate the order recommended by the committee on Rules and Procedure was adopted.

The following order, offered by Mr. Hart of Cambridge, the consideration of which was postponed from the last session, was referred to the committee on Rules and Procedure, on motion of that member: —

*Ordered*, That the committee on Rules and Procedure be requested to report a rule for the limitation of debate on all propositions which may come before the Convention, with suitable exceptions for the introducer and one opponent of a measure, and an allowance for time consumed by questions from other members and by necessary replies thereto. Limit of debate.

The following order, offered by Mr. Dutch of Winchester, the consideration of which was postponed from the last session, was withdrawn by that gentleman, there being no objection: —

*Ordered*, That the committee on Rules and Procedure be requested to report to the Convention at its next session, with or without recommendation, (1) the order referred to them on August 28, proposing an amendment of Rule 32, and (2) a draft of a corresponding amendment of Rule 18.

*Committee of the Whole.*

On motion of Mr. Luce of Waltham, the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket. Committee of the Whole.

The President appointed Mr. Morton of Fall River to take the chair, stating that Judge Morton was the eldest member of the Convention and that the day marked his eightieth birthday anniversary. The announcement was received with demonstrations of approval.

Subsequently Mr. Morton, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached. Initiative and referendum.

At one o'clock, under the provisions of a standing order, the President declared a recess until two o'clock; at which hour the Convention reassembled. Recess.

On motion of Mr. Morton of Fall River the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket. Committee of the Whole.

**JOURNAL OF THE CONVENTION,**

The President appointed Mr. Morton to take the chair.

Initiative and referendum. Subsequently Mr. Morton, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At one minute after four o'clock, on motion of Mr. Blackmur of Quincy, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

JOURNAL OF THE COMMITTEE OF THE WHOLE.

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WEDNESDAY, September 5, 1917.

Mr. Morton of Fall River in the chair.

The Resolution to provide for establishing the initiative and <sup>Initiative and</sup> referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Bates of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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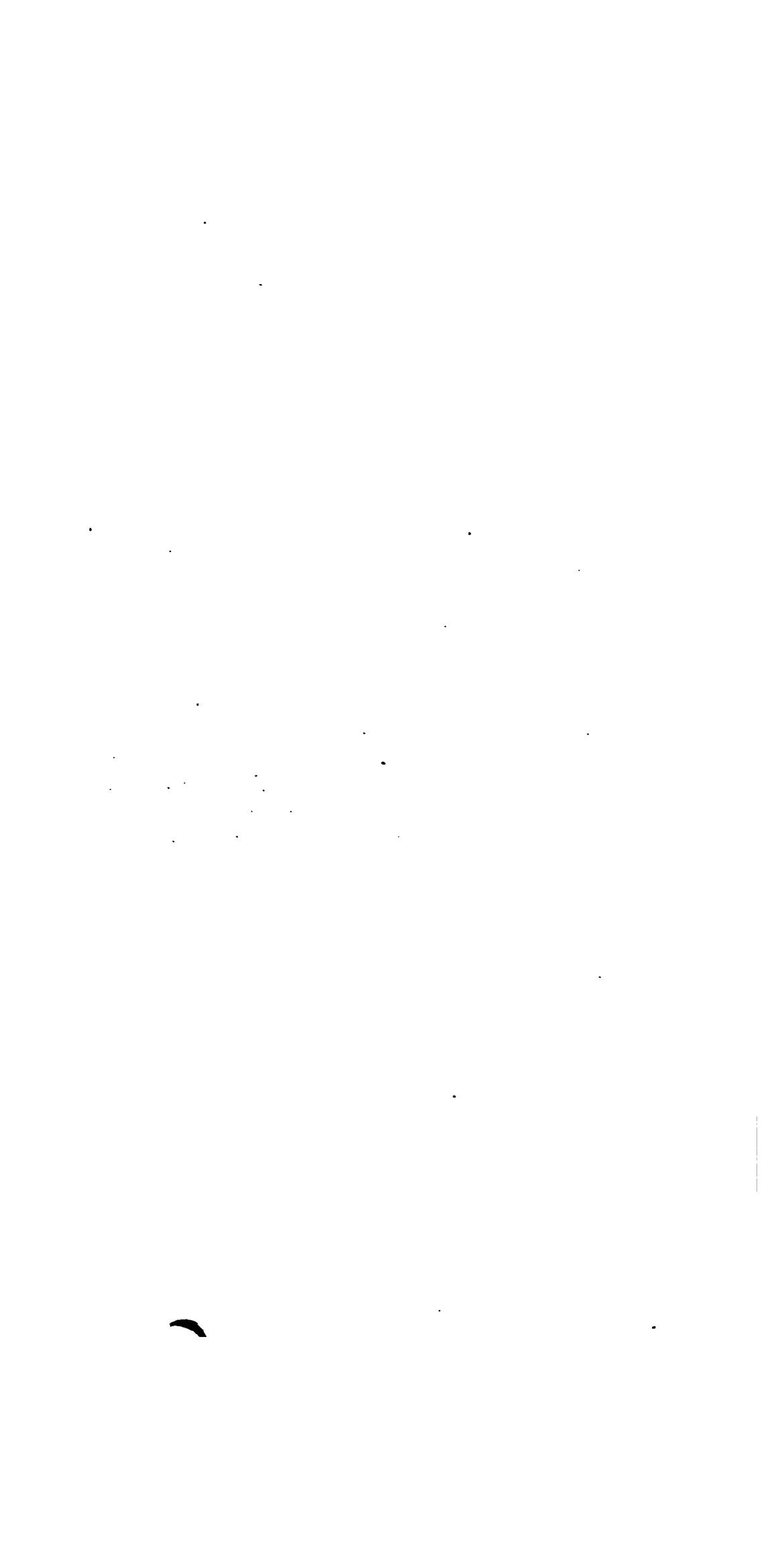
After the recess the Committee resumed consideration of its Docket, Mr. Morton being in the chair.

On motion of Mr. Brown of Brockton the Sergeant-at-Arms Quorum. was instructed to secure the attendance of a quorum.

On the appearance of a quorum the Resolution to provide for <sup>Initiative and</sup> referendum establishing the initiative and referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Newton of Everett moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.







# JOURNAL OF THE CONVENTION.

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THURSDAY, September 6, 1917.

Met according to adjournment, at half-past ten o'clock A.M.  
Prayer was offered by Rev. C. Harrison Davis of Winchester.

## *Leave of Absence.*

On motion of Mr. Blackmur of Quincy,—

*Ordered*, That Mr. McAnarney of Quincy be granted leave of <sup>James W.</sup> <sub>McAnarney.</sub> absence, under Rule 13, from September 18 to 24, inclusive, in order that he may attend to urgent business affairs in New York.

## *Payment to the Widow of Dana Malone.*

On motion of Mr. Putnam of Westfield,—

*Ordered*, That there be allowed and paid to Margaret B. <sup>Widow of</sup> <sub>Dana Malone.</sub> Malone of Greenfield, widow of Dana Malone, the balance of the compensation to which Mr. Malone would have been entitled had he lived to complete his service as a member of the Convention.

## *Submission of Amendments to the People.*

The consideration of the following order, offered by Mr. McCormack of Boston, was postponed until the next session, at the request of Mr. Underhill of Somerville:—

*Ordered*, That, in the event of the deliberations of the Convention not having been concluded on or before the date wherein the ballot for the state election for the year 1917 must be prepared for printing, the committee on Rules and Procedure consider the expediency of the Convention submitting to the people at the coming state election such alterations or amendments of the Constitution as shall be duly authorized and engrossed.

## *Committee of the Whole.*

On motion of Mr. Harriman of New Bedford the Convention <sup>Committee of</sup> <sub>the Whole.</sub> resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Harriman to take the chair.

Subsequently Mr. Harriman, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

At one o'clock, under the provisions of a standing order, the <sup>Recess.</sup> President declared a recess until two o'clock; at which hour the Convention reassembled.

JOURNAL OF THE CONVENTION,

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In motion of Mr. Harriman of New Bedford the Convention resolved itself into Committee of the Whole, for the purpose of reconsidering the matters on its Docket.

The President appointed Mr. Harriman to take the chair.

(Subsequently Mr. Walker of Brookline being in the chair) Mr. Harriman for the Committee, reported that the Resolution for establishing the initiative and referendum (Doc. No. 325) had been under consideration, but that no conclusion

had been reached.

At half-past four minutes after four o'clock, on motion of Mr. Walker (Mr. Walker being in the chair), the Convention adjourned to meet to-morrow at half-past ten o'clock A.M.

**JOURNAL OF THE COMMITTEE OF THE WHOLE.**

THURSDAY, September 6, 1917.

Mr. Harriman of New Bedford in the chair.

The Resolution to provide for establishing the initiative and <sup>Initiative and</sup> referendum (Doc. No. 335) was considered further.

After debate Mr. Loring of Beverly moved that the resolution be amended as follows: —

By striking out, in line 5, the words "and amendments to the constitution";

By striking out lines 13 to 35, inclusive, and inserting in place thereof the following: —

"If at any time hereafter any specific and particular amendment or amendments to the constitution be proposed in the general court, the two houses thereof shall meet together in a joint session and the president of the senate shall preside. If any such amendment shall be agreed to at such joint session by a majority of all the members elected to the general court, it shall be entered upon the journals of the two houses with the yeas and nays thereon, and referred to the general court then next to be chosen, and shall be published; and in the general court next chosen as aforesaid, the two houses thereof shall meet together in a joint session and the president of the senate shall preside. If any such amendment shall again be agreed to by a majority of all the members elected to the general court, it shall then be the duty of the general court to submit such amendment or amendments to the people; and such of them as may be approved and ratified by a majority of the qualified voters voting thereon at an election duly called for that purpose shall become part of the constitution of this commonwealth. If the two houses are unable to agree upon a time for a joint session for voting upon an amendment or amendments to the Constitution, the governor of the commonwealth shall appoint the time for such joint session.";

By striking out, in line 56, in lines 62 and 63, and in line 77, the words "constitutional amendment or";

By striking out, in line 65, the words "or an amendment to the constitution";

By striking out, in lines 161 and 162, the words "proposed amendment to the constitution, and each";

By striking out, in line 167, the word "provisions", and inserting in place thereof the word "provision";

**COMMITTEE OF THE WHOLE.**

By striking out lines 168, 169 and 170; and

By striking out, in line 171, the words "In the case of a law;".

After debate, and without action on the resolution, Mr. Hart of Cambridge moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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After the recess the Committee resumed consideration of its Docket, Mr. Harriman being in the chair.

*Initiative and referendum.*

The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Bates of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

## JOURNAL OF THE CONVENTION.

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FRIDAY, September 7, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Francis E. Webster of Waltham, a member of the Convention.

### *Quorum.*

Mr. Dutch of Winchester moved that the roll of the Convention be called to ascertain if a quorum was present; and this motion prevailed.

The roll was called; and 178 members answered to their names, as follows:—

Messrs. Adams, Brooks	Messrs. Coe, S. Hamilton
Adams, Charles Francis	Collier, David R.
Anderson, Frederick L.	Collins, Samuel I.
Aylward, James F.	Cook, Rufus H.
Bailey, Charles O.	Coombs, Zelotes W.
Barker, Warren S.	Cooney, Charles P.
Barnes, Clarence A.	Corrigan, Robert S.
Barnes, George L.	Coughlan, William J.
Barrett, James T.	Crafts, Lyman A.
Bartlett, Horace I.	Creamer, Walter H.
Bassett, Edmund	Creed, James F.
Batchelder, Albert W.	Crosby, J. Howell
Bates, John L.	Cummings, John W.
Bates, Sanford	Curtis, Arthur B.
Bauer, Ralph S.	Curtis, Edwin U.
Bergengren, Roy F.	Curtiss, Elmer L.
Besse, Harold A.	Dale, George H.
Bigney, Robert E.	Daley, Peter
Blackmur, Paul R.	Daly, John W.
Bodfish, John D. W.	Davis, Elbridge G.
Bolster, Percy G.	Dean, Robert A.
Bosworth, Henry H.	Delaney, Louis F.
Boucher, Joseph Zoël	Delano, Robert T.
Boyden, Frank L.	Derbyshire, James H.
Boyer, Elmer E.	Doe, Orestes T.
Boynton, Thomas J.	Dresser, Frank F.
Brackett, John Q. A.	Driscoll, Dennis D.
Brennan, James J.	Dutch, Charles Frederick
Brine, Henry C.	Farnsworth, Frank S.
Broderick, Patrick S.	Feiker, William H.
Brooks, George F.	Ferrey, Irving D.
Brown, E. Gerry	Finn, E. Philip
Bruce, Charles	Fisher, Edward
Bryant, Lincoln	Fitz-Randolph, Reginald T.
Buck, Maurice A.	French, Asa P.
Buttrick, Allan G.	Garland, Francis P.
Chase, Mial W.	Gartland, John J.
Churchill, George B.	Gates, Joseph S.
Clapp, Robert P.	Gaylord, Henry E.
Clark, Chester W.	George, Samuel W.
Clark, Ezra W.	Giddings, Charles
Codman, James M., Jr.	Glazier, Frederick P.

## JOURNAL OF THE CONVENTION,

Messrs. Gleason, Nesbit G.	Messrs. Parker, Herbert
Good, John P.	Parkman, Henry
Hale, Edward R.	Peterson, Patrick
Hale, Matthew	Pillsbury, Albert E.
Hall, Elisha S.	Quiney, Josiah
Hall, Frederick S.	Quinn, Timothy F.
Hall, Isaac Freeman	Richardson, Edward A.
Harriman, Arthur N.	Robbins, Edward J.
Hart, Albert Bushnell	Shanahan, William J.
Hibbard, Charles E.	Shattuck, Josiah B.
Hicks, George H.	Shea, John M.
Hobbs, Clarence W., Jr.	Shea, John T.
Hoitt, Augustus J.	Sheehan, Christopher A.
Horgan, Francis J.	Sherburne, Nelson
Hutchings, Henry M.	Smith, Jerome S.
Johnson, Charles R.	Sparrell, Ernest H.
Keliher, John A.	Stoeber, Charles
Kelly, Luke L.	Sullivan, Edmund G.
Lane, Daniel W.	Sullivan, William H.
Lane, Dwight F.	Sullivan, William J.
Langelier, Louis F. R.	Sweeney, Edward A.
Leonard, Joseph J.	Sweet, Joseph L.
Loring, Augustus P.	Talbot, Harry R.
Lowe, Arthur H.	Tatman, Charles T.
Lowell, James A.	Theller, Ralph L.
Luce, Robert	Thompson, Hubert C.
Lufkin, Willfred W.	Thompson, John L.
Lummus, Henry T.	Trefry, William D. T.
Lyman, Frank E.	Underhill, Charles L.
MacMaster, Edward A.	Walcott, Robert
Mancovits, David	Walker, George
Mansfield, John J.	Walker, Joseph
McAnarney, John W.	Walsh, David I.
McLaud, Abner S.	Washburn, Albert H.
Merrill, George Frye	Washburn, Charles G.
Michelman, Joseph	Waterman, George B.
Mitchell, John	Webster, Francis E.
Moran, William	Wellman, Arthur Holbrook
Moriarty, James T.	Wheeler, William
Morrill, Charles H.	White, John A.
Morton, James M.	Whitehead, James
Moynihan, James J.	Whittier, Eugene P.
Myron, John F.	Willett, George Franklin
Newton, H. Huestis	Williams, Fred Homer
Nutting, Edward H.	Wilson, William H.
O'Connell, John P.	Wing, Herbert
O'Connor, John D.	Winslow, Guy M.

Therefore it appeared that a quorum was then present.

*Limit of Debate.*

Limit of debate on the initiative and referendum.

Mr. Coombs of Worcester moved that, unless a vote shall be sooner reached, debate in Committee of the Whole on the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) be closed at half-past two o'clock P.M. on Thursday, September 13.

Mr. Luce of Waltham moved that the motion be amended by the substitution of the following: —

"That the time for debate in Committee of the Whole at the morning session of Wednesday next on the Resolution to provide

for establishing the initiative and referendum (Doc. No. 335) be equally divided between two speakers, one representing the minority and one the majority of the committee on Initiative and Referendum, and that the time at the afternoon session of the same day be likewise divided, general debate on the measure to close at four o'clock P.M.; that amendments be taken up Thursday next in the order of the paragraphs to which they relate, each speaker on each amendment to be limited to five minutes, [A] no delegate to speak more than once on any one amendment, the debate on each amendment not to exceed one-half hour, with five minutes additional for a member of the committee, and the vote on the amendments to each paragraph to be taken before proceeding to the next paragraph; that amendments offered on or before Wednesday be printed in a special docket; and that the chairman of the Committee of the Whole entertain hereafter no motion to extend the time of any speaker on either the main question now pending or amendments thereto."

Mr. Lummus of Lynn moved that the amendment be amended by inserting at "A" the words "except that the proponent of an amendment shall be allowed ten minutes".

After debate Mr. Washburn of Middleborough moved that the motion and pending amendments be referred to the committee on Rules and Procedure; and this motion, after further debate, was negatived, by a vote of 66 to 101.

The amendment moved by Mr. Lummus was then adopted; the amendment moved by Mr. Luce, as amended, was adopted; and the motion of Mr. Coombs, as thus amended, was adopted.

#### *Daily Pamphlet of Speeches.*

Mr. Kenney of Boston offered the following order:—

*Ordered*, That the committee on Rules and Procedure consider the expediency of printing a daily pamphlet in which speeches of members could be published on motion of "leave to print."

After debate, the previous question having been ordered, on motion of Mr. Hall of North Adams, the order was rejected.

#### *Evening Session on September 11.*

Mr. Washburn of Middleborough moved that, unless it shall be otherwise ordered, if the Convention is in session at six o'clock P.M. on Tuesday of next week, the President shall declare a recess until seven o'clock; and that, if the Convention is in session at ten o'clock P.M. on said day, the President shall declare an adjournment.

The motion was negatived.

Proposed  
evening session  
on Tuesday,  
September 11.

#### *Submission of Amendments to the People.*

The following order, offered by Mr. McCormack of Boston, the consideration of which was postponed from the last session, was referred to the committee on Rules and Procedure, on motion of Mr. Underhill of Somerville:—

Submission of  
amendments  
at the 1917  
state election.

**JOURNAL OF THE CONVENTION,**

*Ordered*, That, in the event of the deliberations of the Convention not having been concluded on or before the date wherein the ballot for the state election for the year 1917 must be prepared for printing, the committee on Rules and Procedure consider the expediency of the Convention submitting to the people at the coming state election such alterations or amendments of the Constitution as shall be duly authorized and engrossed.

*Adjournment and Hour of Meeting.*

Mr. Hart of Cambridge moved that, when the Convention adjourns to-day, it adjourn to meet at two o'clock this afternoon; and this motion was negatived.

*Committee of the Whole.*

Committee of the Whole.

On motion of Mr. Hobbs of Worcester the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Hobbs to take the chair.

Initiative and referendum.

Subsequently Mr. Hobbs, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At one o'clock, under the provisions of a standing order, the President declared the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.

**FRIDAY, SEPTEMBER 7, 1917.**

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**JOURNAL OF THE COMMITTEE OF THE WHOLE.**

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**FRIDAY, September 7, 1917.**

**Mr. Hobbs of Worcester in the chair.**

The Resolution to provide for establishing the initiative and <sup>Initiative and  
referendum.</sup> referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, the chairman declared the meeting at an end, the hour fixed for the adjournment of the Convention having arrived.

## JOURNAL OF THE CONVENTION,

Committee of  
the Whole.

On motion of Mr. Harriman of New Bedford the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Harriman to take the chair.

Initiative and  
referendum.

Subsequently (Mr. Walker of Brookline being in the chair) Mr. Harriman, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At seventeen minutes after four o'clock, on motion of Mr. Sullivan of Salem (Mr. Walker being in the chair), the Convention adjourned to meet to-morrow at half-past ten o'clock A.M.

THURSDAY, SEPTEMBER 6, 1917.

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JOURNAL OF THE COMMITTEE OF THE WHOLE.

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THURSDAY, September 6, 1917.

Mr. Harriman of New Bedford in the chair.

The Resolution to provide for establishing the initiative and <sup>Initiative and</sup> referendum (Doc. No. 335) was considered further.

After debate Mr. Loring of Beverly moved that the resolution be amended as follows: —

By striking out, in line 5, the words "and amendments to the constitution";

By striking out lines 13 to 35, inclusive, and inserting in place thereof the following: —

"If at any time hereafter any specific and particular amendment or amendments to the constitution be proposed in the general court, the two houses thereof shall meet together in a joint session and the president of the senate shall preside. If any such amendment shall be agreed to at such joint session by a majority of all the members elected to the general court, it shall be entered upon the journals of the two houses with the yeas and nays thereon, and referred to the general court then next to be chosen, and shall be published; and in the general court next chosen as aforesaid, the two houses thereof shall meet together in a joint session and the president of the senate shall preside. If any such amendment shall again be agreed to by a majority of all the members elected to the general court, it shall then be the duty of the general court to submit such amendment or amendments to the people; and such of them as may be approved and ratified by a majority of the qualified voters voting thereon at an election duly called for that purpose shall become part of the constitution of this commonwealth. If the two houses are unable to agree upon a time for a joint session for voting upon an amendment or amendments to the Constitution, the governor of the commonwealth shall appoint the time for such joint session.";

By striking out, in line 56, in lines 62 and 63, and in line 77, the words "constitutional amendment or";

By striking out, in line 65, the words "or an amendment to the constitution";

By striking out, in lines 161 and 162, the words "proposed amendment to the constitution, and each";

By striking out, in line 167, the word "provisions", and inserting in place thereof the word "provision";

## COMMITTEE OF THE WHOLE.

By striking out lines 168, 169 and 170; and

By striking out, in line 171, the words "In the case of a law:".

After debate, and without action on the resolution, Mr. Hart of Cambridge moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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After the recess the Committee resumed consideration of its Docket, Mr. Harriman being in the chair.

Initiative and referendum. The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Bates of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

## JOURNAL OF THE CONVENTION.

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FRIDAY, September 7, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Francis E. Webster of Waltham, a member of the Convention.

### *Quorum.*

Mr. Dutch of Winchester moved that the roll of the Convention be called to ascertain if a quorum was present; and this motion prevailed.

The roll was called; and 178 members answered to their names, as follows:—

Messrs. Adams, Brooks	Messrs. Coe, S. Hamilton
Adams, Charles Francis	Collier, David R.
Anderson, Frederick L.	Collins, Samuel I.
Aylward, James F.	Cook, Rufus H.
Bailey, Charles O.	Coombs, Zelotes W.
Barker, Warren S.	Cooney, Charles P.
Barnes, Clarence A.	Corrigan, Robert S.
Barnes, George L.	Coughlan, William J.
Barrett, James T.	Crafts, Lyman A.
Bartlett, Horace I.	Creamer, Walter H.
Bassett, Edmund	Creed, James F.
Batchelder, Albert W.	Crosby, J. Howell
Bates, John L.	Cummings, John W.
Bates, Sanford	Curtis, Arthur B.
Bauer, Ralph S.	Curtis, Edwin U.
Bergengren, Roy F.	Curtiss, Elmer L.
Besse, Harold A.	Dale, George H.
Bigney, Robert E.	Daley, Peter
Blackmur, Paul R.	Daly, John W.
Bodfish, John D. W.	Davis, Elbridge G.
Bolster, Percy G.	Dean, Robert A.
Bosworth, Henry H.	Delaney, Louis F.
Boucher, Joseph Zoël	Delano, Robert T.
Boyden, Frank L.	Derbyshire, James H.
Boyer, Elmer E.	Doe, Orestes T.
Boynton, Thomas J.	Dresser, Frank F.
Brackett, John Q. A.	Driscoll, Dennis D.
Brennan, James J.	Dutch, Charles Frederick
Brine, Henry C.	Farnsworth, Frank S.
Broderick, Patrick S.	Feiker, William H.
Brooks, George F.	Ferrey, Irving D.
Brown, E. Gerry	Finn, E. Philip
Bruce, Charles	Fisher, Edward
Bryant, Lincoln	Fitz-Randolph, Reginald T.
Buck, Maurice A.	French, Asa P.
Buttrick, Allan G.	Garland, Francis P.
Chase, Mial W.	Gartland, John J.
Churchill, George B.	Gates, Joseph S.
Clapp, Robert F.	Gaylord, Henry E.
Clark, Chester W.	George, Samuel W.
Clark, Ezra W.	Giddings, Charles
Codman, James M., Jr.	Glazier, Frederick P.

## JOURNAL OF THE CONVENTION,

Necessities  
of life, —  
acquirement,  
sale and  
distribution.

*Ordered*, That the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 318) be assigned for consideration in Committee of the Whole immediately after the disposition of the Resolution to provide for establishing the initiative and referendum.

Order of  
procedure in  
Committee of  
the Whole.

The following order, offered by Mr. Pillsbury of Wellesley, was adopted, by a vote of 70 to 11: —

*Ordered*. That the committee on Rules and Procedure consider the expediency of discharging the Committee of the Whole from further consideration of any matters standing referred to it upon disposition of the pending resolution (Doc. No. 335), and also what other changes in procedure or rearrangement of the remaining work of the committees and the Convention may be necessary or desirable.

Mr. Clark of Wilmington moved that the vote be reconsidered by which the order was adopted; and this motion, under the rule, was placed in the Orders of the Day for the next session.

*Amendment of Rule 45 — Adjournments.*

The following order, offered by Mr. Sawyer of Ware, was referred to the committee on Rules and Procedure, on motion of that member: —

Amendment  
of Rule 45, —  
adjournments.

*Ordered*, That the committee on Rules and Procedure consider the expediency of amending Rule 45 by adding at the end thereof the following: *provided, however*, that, if the Convention shall at any time after September 25 vote to place upon the ballot at the state election to be held on November 6, 1917, such proposals to amend the Constitution as have been ordered to be engrossed and submitted to the people, the Convention may adjourn to a time not later than the eighth day following said election.

George S.  
Parker of  
Boston.

*Resolution of Sympathy.*

The following resolution, presented by Mr. Bates of Boston, was unanimously adopted by a rising vote: —

*Resolved*, That the members of this Convention extend to Delegate George S. Parker of Boston their profound and heartfelt sympathy in his great bereavement, and deplore with him the untimely death of his wife, who departed this life on September 10.

*Members Absent in Government Service.*

Mr. Glazier of Hudson moved that the committee on Rules and Procedure be instructed to report forthwith on the following order, offered by Mr. Walker of Brookline, referred to said committee on August 28: —

Members  
absent in  
government  
service, —  
arrangement  
of pairs.

*Ordered*, That members of the Convention who are granted leave of absence on account of military or naval service for the national government be authorized to arrange to be paired on questions coming before the Convention on which the yeas and nays are ordered.

TUESDAY, SEPTEMBER 11, 1917.

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After debate Mr. Sawyer of Ware moved that the further consideration of the motion be postponed until the next session; and this motion prevailed.

*Quorum.*

Mr. Bouvé of Hingham asked for a count of the Convention to Quorum. ascertain if a quorum was present. A count showed that 151 members were present.

*Committee of the Whole.*

On the appearance of a quorum the Convention resolved itself Committee of the Whole, on motion of Mr. Newton of Everett, for the purpose of considering the matters on its Docket.

The President appointed Mr. Newton to take the chair.

Subsequently Mr. Newton, for the Committee, reported that Initiative and referendum. the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

At one o'clock, under the provisions of a standing order, the Recess. President declared a recess until two o'clock; at which hour the Convention reassembled.

On motion of Mr. Newton of Everett the Convention resolved Committee of the Whole. itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Newton to take the chair.

Subsequently (Mr. Luce of Waltham being in the chair) Mr. Initiative and Newton, for the Committee, reported that the Resolution to referendum. provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At twenty-three minutes before six o'clock, on motion of Mr. Quincy of Boston (Mr. Luce being in the chair), the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

**COMMITTEE OF THE WHOLE,****JOURNAL OF THE COMMITTEE OF THE WHOLE.**

**TUESDAY, September 11, 1917.**

**Mr. Newton of Everett in the chair.**

**Initiative and  
referendum.**

The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

After debate, and without action on the resolution, Mr. Lowell of Newton moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

After the recess the Committee resumed consideration of its Docket, Mr. Newton being in the chair.

**Id.**

The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

After debate Mr. Richardson of Newton moved that the resolution be amended by inserting after line 35 the following paragraph: —

**EXCLUDED MATTER.**

"No part of the constitution which provides for the establishment of the initiative and referendum shall be the subject of an initiative petition."

After further debate Mr. Sullivan of Salem asked for a count of the Committee to ascertain if a quorum was present. A count showed that 108 members were present.

Mr. Montague of Boston moved that the resolution be amended as follows: —

By adding after the word "representatives" in line 80, the words "With the exception of the first ten signers of an initiative petition, all petitions brought under this article of the constitution shall be signed in the presence of some city or town official of the city or town in which the signer of the petition is a registered voter.";

By inserting after line 157 the following paragraph: —

"Provision for the designation of the city or town officials in the presence of whom initiative petitions may be signed and for the designation of such place or places in each city and town in the Commonwealth where such petitions may be signed, as the convenience of the voters requires, may be made by law.'; and

By inserting after line 160 the following paragraph: —

1. What is the name of your  
recently deceased relative?  
the name of your recently  
deceased relative  
and the date of death  
and place of death  
period of time  
the cause of death  
whether it was sudden  
last time you saw him/her  
as well as any other  
pertinent information  
2. Has anyone been  
admitted to hospital  
with similar symptoms  
since the death of your  
relative?  
Date of admission  
If the name of the person  
If the name of the hospital  
length of stay in hospital  
3. Has anyone else  
been admitted to hospital  
since the death of your  
relative?  
Date of admission  
If the name of the person  
If the name of the hospital  
length of stay in hospital  
4. Has anyone else  
been admitted to hospital  
since the death of your  
relative?  
Date of admission  
If the name of the person  
If the name of the hospital  
length of stay in hospital  
5. Has anyone else  
been admitted to hospital  
since the death of your  
relative?  
Date of admission  
If the name of the person  
If the name of the hospital  
length of stay in hospital  
6. Has anyone else  
been admitted to hospital  
since the death of your  
relative?  
Date of admission  
If the name of the person  
If the name of the hospital  
length of stay in hospital  
7. Has anyone else  
been admitted to hospital  
since the death of your  
relative?  
Date of admission  
If the name of the person  
If the name of the hospital  
length of stay in hospital  
8. Has anyone else  
been admitted to hospital  
since the death of your  
relative?  
Date of admission  
If the name of the person  
If the name of the hospital  
length of stay in hospital  
9. Has anyone else  
been admitted to hospital  
since the death of your  
relative?  
Date of admission  
If the name of the person  
If the name of the hospital  
length of stay in hospital  
10. Has anyone else  
been admitted to hospital  
since the death of your  
relative?  
Date of admission  
If the name of the person  
If the name of the hospital  
length of stay in hospital

## COMMITTEE OF THE WHOLE.

which shall take effect. The ballot shall afford the voter an opportunity to vote for or against either or both of such alternative measures, but in case both shall receive the affirmative votes of a majority of the voters voting thereon only the measure which receives the larger affirmative vote shall be deemed to be approved.”;

By inserting after the word “*provided*,”, in line 99, the words “that the governor may, at any time before the election at which it is to be submitted to the people on referendum, declare any law to be an emergency measure hereunder by filing with the secretary of the commonwealth a statement setting forth the facts constituting the emergency, that in his opinion the immediate preservation of the public peace, health, safety or convenience require that such law should go into operation forthwith, then such law, if not previously suspended as hereinafter provided, shall take effect without suspension, or if such law has been so suspended such suspension shall thereupon terminate and such law shall thereupon go into effect: and *provided further*,”; and

By adding at the end of line 157 the words “, and pending the passage of such legislation all provisions of law relating to the identification and certification of signatures to petitions for the nomination of candidates for state offices or to penalties for the forgery of such signatures shall apply to the signatures to the petitions herein referred to”.

After further debate, and without action on the resolution, Mr. Luce of Waltham moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.





# JOURNAL OF THE CONVENTION.

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WEDNESDAY, September 12, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Clarence F. Swift, D.D., of Fall River.

## *Printing of a Convention Bulletin.*

The following order, offered by Mr. Anderson of Newton, was referred, under the provisions of a standing order, to the committee on Rules and Procedure:—

*Ordered*, That there be printed five hundred additional copies "Appropriations for Sectarian and Private Purposes", prepared by the commission appointed to compile "Appropriations for Sectarian and Private Purposes". information and data for the Convention.

## *Compensation of Various Employes.*

Mr. Nestor of Lowell, for the committee on Contingent Expenses and Pay-Roll, to whom was referred the order authorizing said committee to provide for compensation to be paid to certain State House employees upon whom extra duties and labors are imposed by reason of this Convention, reported recommending the adoption of the following order:—

Engineers,  
electricians,  
elevator men,  
and others,  
compensation.

*Ordered*, That there be allowed and paid to such engineers, firemen, electricians, helpers, elevator men, oilers and steam fitters as may be employed in the State House during the full term of the Constitutional Convention the sum of one hundred dollars each for additional labor performed and loss of vacations. Such members of the force aforesaid who may not be employed for the full term shall be paid upon the same basis proportional to their length of service, all as determined and approved by the Sergeant-at-Arms.

The report was read; and the order was placed in the Orders of the Day for the next session.

## *Members Absent in Government Service.*

Mr. Walker of Brookline, for the committee on Rules and Procedure, to whom was referred the order providing that members of the Convention who are granted leave of absence on account of military or naval service for the national government be authorized to arrange to be paired on questions coming before the Convention on which the yeas and nays are ordered, reported recommending that the same ought not to be adopted.

Members  
absent in  
government  
service, —  
arrangement  
of pairs.

The report was read; and the order was placed in the Orders of the Day for the next session.

*Order of Business in Committee of the Whole.*

Mr. Walker of Brookline, for the committee on Rules and Procedure, to whom was referred the order providing that the Resolution to provide for absentee voting (Doc. No. 58) be assigned for consideration in Committee of the Whole immediately after the disposition of the Resolution of provide for establishing the initiative and referendum, reported recommending that the same ought to be adopted in a new draft, as follows: —

Absentee voting.

*Ordered*, That the subject of absentee voting be assigned for consideration in Committee of the Whole immediately after disposition of the subject of initiative and referendum.

Mr. Edwin U. Curtis of Boston, for the committee on Rules and Procedure, to whom was referred the order providing that the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 318) be assigned for consideration in Committee of the Whole immediately after the disposition of the Resolution to provide for establishing the initiative and referendum, reported recommending that the same ought to be adopted in a new draft, as follows: —

Necessities of life, —  
acquirement,  
sale and  
distribution.

*Ordered*, That the Committee of the Whole consider the proposals of amendment to the Constitution relative to the acquirement, sale and distribution of the necessities of life immediately after disposition of the subject of absentee voting.

The reports were read; and the orders were severally placed in the Orders of the Day for the next session.

Debate on  
initiative and  
referendum.

Mr. Hale of Boston moved that the four members selected to close the debate in Committee of the Whole on the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) be each allowed one hour and thirty minutes, and that the time for closing debate be extended to six o'clock P.M.

After debate the motion was rejected.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Order of  
procedure in  
Committee of  
the Whole.

The motion of Mr. Clark of Wilmington, that the vote be reconsidered by which the Convention, at the last session, adopted the order that the committee on Rules and Procedure consider the expediency of discharging the Committee of the Whole from further consideration of any matters standing referred to it upon disposition of the pending resolution (Doc. No. 335), and also what other changes in procedure or rearrangement of the remaining work of the committees and the Convention may be necessary or desirable, — was withdrawn by that member, there being no objection.

Members  
absent in  
government

The motion of Mr. Glazier of Hudson, that the committee on Rules and Procedure be instructed to report forthwith on the

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order that members of the Convention who are granted leave of absence on account of military or naval service for the national government be authorized to arrange to be paired on questions coming before the Convention on which the yeas and nays are ordered, — was withdrawn by that member, there being no objection.

*Committee of the Whole.*

On motion of Mr. Wellman of Topsfield the Convention re-<sup>Committee of the Whole.</sup> solved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Wellman to take the chair.

Subsequently Mr. Wellman, for the Committee, reported that <sup>Initiative and referendum.</sup> the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

At one o'clock, under the provisions of a standing order, the <sup>Recess.</sup> President declared a recess until two o'clock; at which hour the Convention reassembled.

On motion of Mr. Wellman of Topsfield (Mr. Washburn of <sup>Committee of the Whole.</sup> Worcester being in the chair) the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The Chair appointed Mr. Wellman as chairman of the Committee.

Subsequently Mr. Wellman, for the Committee, reported that <sup>Initiative and referendum.</sup> the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, but that no conclusion was reached.

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At five minutes after four o'clock, on motion of Mr. Aylward of Cambridge (Mr. Washburn being in the chair), the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

## COMMITTEE OF THE WHOLE,

## JOURNAL OF THE COMMITTEE OF THE WHOLE.

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WEDNESDAY, September 12, 1917.

Mr. Wellman of Topsfield in the chair.

*Initiative and referendum.* The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

Mr. Walker of Brookline moved that the Resolution be amended as follows: —

By striking out, in lines 50 and 51, the words " , subject to the provisions of the constitution,";

By adding after the word "law", in line 54, the words "*: provided*, that the limitations of the legislative power of the general court in the constitution shall extend to the legislative power of the people as exercised hereunder";

By adding after line 80 the following paragraph: —

"If the general court fails to agree to a proposed constitutional amendment or to pass a proposed law before the first Wednesday of June, the first ten signers of the initiative petition therefor, or a majority of them, shall have the right, subject to certification by the attorney-general filed as hereinafter provided, to amend the measure which is the subject of such petition. An amendment so made shall not invalidate any signature attached to the petition. If the measure so amended, signed by such first ten signers or a majority of them, is filed with the secretary of the commonwealth before the first Wednesday of the following July, together with a certificate signed by the attorney-general to the effect that the amendment made by such proposers is in his opinion perfecting in its nature and does not materially change the substance of the measure, then the secretary of the commonwealth shall submit the measure to the people in its amended form; in case of failure to file such amended measure, together with such certificate, he shall submit the measure in its original form.";

By striking out, in line 164, the words "secretary of the commonwealth", and inserting in place thereof the words "attorney-general"; and

By adding at the end of the resolution the following paragraph: —

"Subject to the veto power of the governor and to the right of referendum by petition as herein provided, the general court may amend or repeal a law approved by the people."

Mr. Cummings of Fall River moved that the resolution be amended by adding after line 83 the following paragraph: —

"No law or amendment to the constitution relating to the appointment, qualification, tenure, or removal or compensation of judges; or relating to the recall of judges or judicial decisions; or relating to the creation or abolition of courts, shall be the subject of such initiative petition."

Mr. Morrill of Haverhill moved that the resolution be amended by the substitution of a resolution printed as Document No. 352.

Mr. Swig of Taunton moved that the resolution be amended by inserting after the word "institutions,", in line 150, the words "and no law relating to religion or religious institutions,".

Mr. Luce of Waltham moved that the resolution be amended as follows: —

By inserting after the word "thereon", in line 50, the words ", and not disapproved by the subsequent general court";

By striking out, in line 52, the words "such state election", and inserting in place thereof the words "the prorogation of such general court";

By striking out, in line 53, the word "election", and inserting in place thereof the word "prorogation";

By adding after line 54 the following paragraph: —

"If proposed laws contain conflicting provisions, the governor shall designate one of such laws to be submitted to the voters. If it is rejected, the governor in office on the first Wednesday of August before the succeeding election may designate another to be put on the ballot, and so on until one has been accepted or all have been rejected.";

By adding after line 54 the following paragraph: —

"The same measure, either in form or essential substance, shall not be made the subject of an initiative petition (either affirmatively or negatively) oftener than once in three years.";

By adding after the word "representatives", in line 80, the words ", where it may be amended in matter of detail without altering its general purpose";

By adding after line 80 the following paragraph: —

"If of the measures introduced into the general court by initiative petition in any one year, more than five fail of enactment by the general court, and the petitions relating to more than five are duly completed, the governor shall designate five and no more to be submitted to the people at the next state election. The measures not so designated shall be deemed to be introduced into the next session of the general court and pending in the house of representatives.";

By striking out, in lines 81 and 82, the words "No law, the operation of which is restricted to a town, city or other political division of the commonwealth", and inserting in place thereof the words "No law entailing the appropriation of money, and no private, special or local law";

By adding after line 83 the following paragraph: —

"No proposed law shall contain more than one subject.";

By adding after line 83 the following paragraph: —

"A proposed law shall be confined to a specific, concrete propo-

## COMMITTEE OF THE WHOLE,

sition, unaccompanied by administrative or technical detail, but may direct what agency of government shall administer it.”;

By striking out, in line 149, the words “of any”, and inserting in place thereof the words “for any”; and

By striking out lines 154, 155, 156 and 157, and inserting in place thereof the following paragraph:—

“Provision for the proper identification and certification of signatures to the petitions hereinbefore referred to, and for penalties for the forgery of or payment for securing signatures thereto, shall be made by law.”

Mr. Lowell of Newton moved that the resolution be amended by the substitution of a resolution printed as Document No. 351.

Mr. Underhill of Somerville moved that the resolution be amended by inserting after the word “commonwealth,”, in line 82, the words “and no law affecting labor organizations.”; and

By inserting after the word “commonwealth,”, in line 152, the words “and no law affecting labor organizations.”.

Mr. Curtis of Revere moved that the resolution be amended by striking out, in line 158, the words “twenty-five per cent”, and inserting in place thereof the word “one-eighth”.

Mr. Washburn of Middleborough moved that the resolution be amended by striking out lines 13 to 35, inclusive, and inserting in place thereof the following paragraph:—

“If an initiative petition for any specific and particular amendment to the constitution is introduced into the general court, in the manner hereinafter provided, signed by not less than eight per centum of the qualified voters of the commonwealth, calculated upon the whole number of votes cast for governor at the last preceding election, and the general court into which it is introduced shall fail to agree to such amendment in the manner provided in the ninth article of amendment to the constitution, such amendment shall nevertheless be deemed to be referred to the next general court and shall have the same standing therein as if once agreed to; and if such next general court shall fail before the first Wednesday of June to agree to such amendment or shall propose a substitute form thereof, in the manner provided in such ninth article, and if a supplementary petition for such amendment signed by not less than two per centum of the qualified voters, calculated upon the whole number of votes cast for governor at the last preceding election, in addition to those signing the original petition, shall be filed with the secretary of the commonwealth not earlier than the first Wednesday of the following July nor later than the first Wednesday of the following August, then the secretary of the commonwealth shall submit to the people at the next state election such amendment together with any such substitute form thereof. If such amendment, or such substitute form thereof, shall be approved by a majority of the qualified voters voting thereon, it shall become part of the constitution of this commonwealth on the first day of January next after

such approval, provided that for any amendment proposed under this section the affirmative vote shall not be less than one-third of the highest number of votes cast at such state election. If conflicting amendments to the constitution shall be approved at the same election the one receiving the highest number of affirmative votes shall become part of the constitution of this commonwealth. The legislature shall enact proper laws to carry out the provisions of this section."

After debate, and without action on the resolution, the chairman declared the meeting at an end, the hour fixed for the recess of the Convention having arrived.

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After the recess the Committee resumed consideration of its Docket, Mr. Wellman being in the chair.

Mr. Washburn of Worcester doubted the presence of a quorum. Quorum. The chairman instructed the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum the Resolution to provide for Initiative and establishing the initiative and referendum (Doc. No. 335) was <sup>referendum.</sup> considered further.

Mr. Youngman of Boston moved that the resolution be amended as follows: —

By striking out, in lines 50, 121 and 145, the words "voting thereon", and inserting in place thereof, in each instance, the words "who vote at said election"; and

By the substitution of a resolution printed as Doc. No. 353.

Mr. Morrill of Haverhill moved that the resolution be amended as follows: —

By striking out, in lines 18 to 30, inclusive, the words "in the manner provided in the ninth article of amendment to the constitution, such amendment shall nevertheless be deemed to be referred to the next general court and shall have the same standing therein as if once agreed to; and if such next general court shall fail before the first Wednesday of June to agree to such amendment in the manner provided in such ninth article, and if such initiative petition is completed by filing with the secretary of the commonwealth, not earlier than the first Wednesday of the following July nor later than the first Wednesday of the following August not less than ten thousand additional signatures of such qualified voters";

By striking out, in lines 85, 105 and 130, the word "sixty", and inserting in place thereof, in each instance, the word "ninety";

By striking out, in line 93, the comma after the word "health", and inserting in place thereof the word "or";

By striking out, in the same line, the words "or convenience";

By striking out lines 154 to 157, inclusive, and inserting in place thereof the following paragraph: —

"In carrying out the provisions of this article, the secretary of the commonwealth and all other public officers shall be

## COMMITTEE OF THE WHOLE.

guided, where other provision is not specified herein, by the laws relating to elections, in so far as applicable, and any initiative or referendum petition coming within the provisions hereof shall be signed and certified as to signatures in the manner provided by law relative to nomination papers of candidates for the general court. And the penalties for forgery or fraud provided in the laws relative to elections shall apply with equal force to initiative or referendum petitions herein specified.”; and

By striking out lines 158, 159 and 160, and inserting in place thereof the following paragraph:—

“Not more than fifty per centum of the certified signatures on any petition shall be those of registered voters of the city of Boston, or of any one county.”

Mr. Willett of Norwood moved that the resolution be amended by the substitution of a resolution printed as Doc. No. 354.

Mr. Donovan of Springfield moved that the resolution be amended as follows:—

By striking out, in line 16, the word “forty”, and inserting in place thereof the word “twenty-five”;

By striking out, in line 29, the word “ten”, and inserting in place thereof the word “five”; and

By striking out, in line 38, the word “twenty”, and inserting in place thereof the word “ten”.

After debate, and without action on the resolution, Mr. Pillsbury of Wellesley moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

# JOURNAL OF THE CONVENTION.

THURSDAY, September 13, 1917.

Met according to adjournment, at half-past ten o'clock A.M., with Mr. Washburn of Worcester in the chair.

Prayer was offered by Rev. Francis E. Webster of Waltham, a member of the Convention.

## *Qualification of a Member.*

Mr. Charles S. Bird, Jr., of Walpole, member-elect from the Thirteenth Congressional District, being present, the oaths of qualification were administered by the Chair, and were duly taken and subscribed by Mr. Bird.

Qualification of Charles S. Bird, Jr., of Walpole.

## *Report of a Committee.*

Mr. Dresser of Worcester, for the committee on the Judiciary, to whom was recommitted the Resolution relative to the right of the Commonwealth to take, or to authorize the taking of land by eminent domain (Doc. No. 94), reported that the same ought not to pass.

The report was read; and the resolution was referred, under the rule, to the Committee of the Whole.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The following order was adopted, as recommended by the committee on Contingent Expenses and Pay-Roll:—

*Ordered*, That there be allowed and paid to such engineers, firemen, electricians, helpers, elevator men, oilers and steam fitters as may be employed in the State House during the full term of the Constitutional Convention the sum of one hundred dollars each for additional labor performed and loss of vacations. Such members of the force aforesaid who may not be employed for the full term shall be paid upon the same basis proportional to their length of service, all as determined and approved by the Sergeant-at-Arms.

Engineers, electricians, elevator men and others, compensation.

The following order was considered:—

*Ordered*, That the subject of absentee voting be assigned for consideration in Committee of the Whole immediately after disposition of the subject of initiative and referendum.

Mr. Brown of Brockton asked for a count of the Convention to ascertain if a quorum was present. A count showed that 87 members were present.

On the appearance of a quorum the order was adopted, as recommended by the committee on Rules and Procedure.

## JOURNAL OF THE CONVENTION,

**Necessities of life, —  
acquisition, sale and distribution.**

The following order was adopted, as recommended by the committee on Rules and Procedure: —

*Ordered*, That the Committee of the Whole consider the proposals of amendment to the Constitution relative to the acquirement, sale and distribution of the necessities of life immediately after disposition of the subject of absentee voting.

The following order was considered: —

*Ordered*, That members of the Convention who are granted leave of absence on account of military or naval service for the national government be authorized to arrange to be paired on questions coming before the Convention on which the yeas and nays are ordered.

After debate the order was rejected, as recommended by the committee on Rules and Procedure, by a vote of 77 to 93.

*Committee of the Whole.*

**Committee of the Whole.**

On motion of Mr. Jones of Melrose the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The chair appointed Mr. Jones as chairman of the Committee.

**Initiative and referendum.**

Subsequently (Mr. Washburn being in the chair) Mr. Jones, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, that action had been taken on certain amendments, but that no conclusion was reached.

**Recess.**

At one o'clock, under the provisions of a standing order, the Chair declared a recess until two o'clock; at which hour the Convention reassembled.

**Quorum.**

Mr. Feiker of Northampton doubted the presence of a quorum. The Chair (Mr. Washburn of Worcester) instructed the Sergeant-at-Arms to secure the attendance of a quorum.

**Committee of the Whole.**

On the appearance of a quorum the Convention resolved itself into Committee of the Whole, on motion of Mr. Jones of Melrose, for the purpose of considering the matters on its Docket.

The Chair appointed Mr. Jones as chairman of the Committee.

**Initiative and referendum.**

Subsequently Mr. Jones, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, that action had been taken on certain amendments, but that no conclusion was reached.

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At six minutes after four o'clock, on motion of Mr. Bryant of Milton (Mr. Washburn being in the chair), the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

THURSDAY, SEPTEMBER 13, 1917.

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THURSDAY, September 13, 1917.

Mr. Jones of Melrose in the chair.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.  
Initiative and  
referendum.

The amendments previously moved by Mr. Dellinger of Wakefield were first considered; and after the time for debate had expired, in accordance with the provisions of a standing order, Mr. Willett of Norwood rose to a question of personal privilege.

Soon afterwards Mr. William H. Sullivan of Boston raised the point of order that the member from Norwood was not confining his remarks to a question of privilege. The Chair declared the point of order not well taken.  
Point of  
order.

Mr. Sawyer of Ware appealed from the decision of the Chair. The appeal was seconded by Mr. Carr of Hopkinton.

After debate the decision of the Chair was sustained by the Committee.

Mr. James H. Brennan then moved that the letters read by Mr. Willett be stricken from the records. The question was put, and the chairman stated that the motion appeared to have been negatived.

Mr. Luce of Waltham raised the point of order that the Committee had no power over the records of the Convention, and therefore the motion should not have been considered. The Chair declared the point of order well taken.  
Point of  
order.

The amendments previously moved by Mr. Dellinger were then rejected, by a vote of 129 to 148.

The amendment of lines 13 to 35, inclusive, previously moved by Mr. Loring of Beverly, was then considered.

Mr. Quincy of Boston raised the point of order that the amendment was foreign to the subject-matter of the resolution.  
Point of  
order.

The Chair declared the point of order not well taken, stating that Rule 26 contemplated a wide latitude in matters of this nature.

Mr. Morrill of Haverhill moved that the resolution be amended by adding at the end thereof the following paragraph: —

"If at any time hereafter any specific and particular amendment or amendments to the constitution be proposed in the general court, the two houses thereof shall meet together in a joint session and the president of the senate shall preside. If any such amendment shall be agreed to at such joint session by a majority of all the members elected to the general court, it shall be entered upon the journals of the two houses with the

## COMMITTEE OF THE WHOLE,

yeas and nays thereon, and referred to the general court then next to be chosen, and shall be published; and in the general court next chosen as aforesaid, the two houses thereof shall meet together in a joint session and the president of the senate shall preside. If any such amendment shall again be agreed to by a majority of all the members elected to the general court, it shall then be the duty of the general court to submit such amendment or amendments to the people; and such of them as may be approved and ratified by a majority of the qualified voters voting thereon at an election duly called for that purpose shall become part of the constitution of this commonwealth. If the two houses are unable to agree upon a time for a joint session for voting upon an amendment or amendments to the constitution, the governor of the commonwealth shall appoint the time for such joint session."

After further debate Mr. Pillsbury of Wellesley moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

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After the recess the Committee resumed consideration of its Docket, Mr. Jones being in the chair.

*Initiative and referendum.*

The Resolution to provide for establishing the initiative and referendum (Doc. No. 335) was considered further.

The amendment of lines 13 to 35, inclusive, previously moved by Mr. Loring of Beverly, was rejected.

The amendments previously moved by Mr. Donovan of Springfield were rejected.

The amendments of lines 22 to 25, inclusive, previously moved by Mr. Quincy of Boston, were considered; and after debate they were withdrawn by that member, there being no objection.

Mr. Quincy then moved that the resolution be amended by adding at the end of line 35 the words "A vote shall be taken by yeas and nays in both branches of each general court, before which an amendment introduced by initiative petition is pending, before the first Wednesday of June upon agreeing to such amendment in the form in which it stands in such initiative petition." This amendment was adopted.

The amendment of lines 18 to 30, inclusive, previously moved by Mr. Morrill of Haverhill, was considered and after debate it was rejected.

The amendment of lines 13 to 35, inclusive, previously moved by Mr. Washburn of Middleborough, was withdrawn by that member, there being no objection.

The amendment previously moved by Mr. Richardson of Newton was considered; and after debate it was rejected, by a vote of 106 to 129.

Mr. Quincy of Boston moved that the resolution be amended by striking out, in line 39, the word "and", and inserting in place thereof the words "a vote shall be taken by yeas and nays in both branches of such general court before the first Wednesday of June upon the enactment of such law in the form in which it

THURSDAY, SEPTEMBER 13, 1917.

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stands in such initiative petition, and if". After debate this amendment was adopted.

The amendments of lines 50, 52 and 53, previously moved by Mr. Luce of Waltham, were considered; and after debate they were withdrawn by that member, there being no objection.

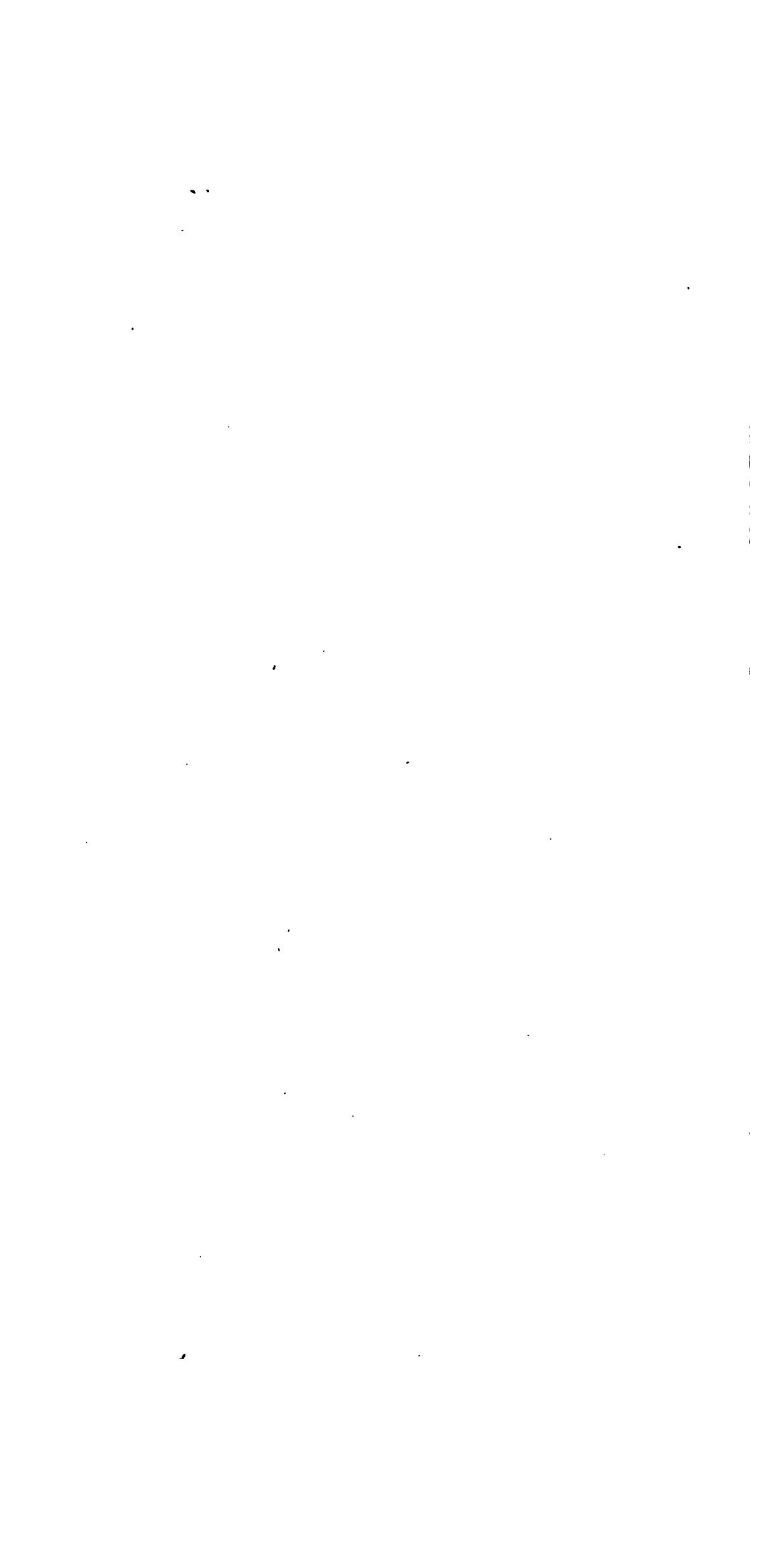
The amendments of lines 50, 121 and 145, previously moved by Mr. Youngman of Boston, were considered.

After debate Mr. Curtis of Revere moved that the Committee rise; and this motion was adopted, by a vote of 102 to 96.

Accordingly the Committee rose.







# JOURNAL OF THE CONVENTION.

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FRIDAY, September 14, 1917.

Met according to adjournment, at half-past ten o'clock A.M., with Mr. Washburn of Worcester in the chair.

Prayer was offered by Rev. Roland D. Sawyer of Ware, a member of the Convention.

## *Procedure in Committee of the Whole.*

Mr. Luce of Waltham moved that, in the further consideration of the matter now pending in Committee of the Whole, on each amendment or group of connected amendments a speaker for the minority of the committee on Initiative and Referendum shall have five minutes, to be taken last before the five minutes allotted to the majority of the committee, and to be in addition to the time already provided.

After debate the motion was adopted.

## *Printing of a Convention Document.*

Mr. Edwin U. Curtis of Boston, for the committee on Rules and Procedure, to whom was referred the order providing that there be printed for the use of the members of the Convention five hundred additional copies of the Resolution to provide for establishing the initiative and referendum (Doc. No. 335), reported recommending that the same ought to be adopted.

The report was read; and the order was considered forthwith and was adopted.

## *Compensation of Certain Employees.*

Mr. Kenny of Boston offered the following order: —

*Ordered*, That the committee on Contingent Expenses and Pay-Roll consider the expediency of including the porters of the State House in the list of employees receiving one hundred dollars each for extra work.

Mr. Underhill of Somerville moved that the order be amended by inserting after the word "porters" the words "and watchmen."

After debate the amendment was adopted; and the order, as amended, was then adopted.

## *Debate on Initiative and Referendum.*

The consideration of the following order, offered by Mr. Sawyer of Ware, was postponed until the next session, at the request of Mr. Sullivan of Salem: —

*Ordered*, That, in debate in Convention on each stage of the Resolution to provide for establishing the initiative and referendum (Doc. No. 335), speeches be limited to fifteen minutes

Debate on  
initiative and  
referendum.

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each, with no extension of time, except that a member of the minority and a member of the majority of the committee on Initiative and Referendum shall each be allowed one hour at the close of debate on said stages.

*Discharge of the Committee of the Whole.*

*Discharge of the Committee of the Whole.* Mr. Bennett of Saugus moved that the Committee of the Whole be discharged from the further consideration of all matters on its Docket. After debate this motion was negatived.

*Committee of the Whole.*

*Committee of the Whole.* On motion of Mr. Pillsbury of Wellesley the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The Chair appointed Mr. Pillsbury as chairman of the Committee.

*Initiative and referendum.* Subsequently (Mr. Washburn being in the chair) Mr. Pillsbury, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, that action had been taken on certain amendments, but that no conclusion was reached.

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At ten minutes before one o'clock, on motion of Mr. Parkman of Boston, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.

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FRIDAY, September 14, 1917.

Mr. Pillsbury of Wellesley in the chair.

The Resolution to provide for establishing the initiative and <sup>Initiative and</sup> referendum. (Doc. No. 335) was considered further.

The amendments of lines 50, 121 and 145, previously moved by Mr. Youngman of Boston, were withdrawn by that member, there being no objection.

Mr. Merriam of Framingham moved that the resolution be amended by adding after line 83 the following paragraph: —

"No law or amendment to the constitution relating to the declaration of rights shall be the subject of such initiative petition."

The amendments of lines 50, 51 and 54, previously moved by Mr. Walker of Brookline, were considered; and after debate they were adopted, as follows: —

Striking out, in lines 50 and 51, the words ", subject to the provisions of the constitution,"; and

Adding after the word "law", in line 54, the words ": provided, that the limitations of the legislative power of the general court in the constitution shall extend to the legislative power of the people as exercised hereunder".

Mr. Anderson of Newton moved that the resolution be amended, in lines 30 and 46, by inserting after the word "voters", in each instance, the words "obtained after the first Wednesday of June aforesaid".

After debate these amendments were adopted.

Mr. Anderson then moved that the resolution be amended by adding at the end of line 35 the words "Provided that unless at least one-third of the members of the house present and voting and one-quarter of the members of the senate present and voting in both of the annual sessions aforesaid vote to adopt the initiative petition for a constitutional amendment, it shall not be submitted to the people."

After debate the amendment was adopted, by a vote of 132 to 128.

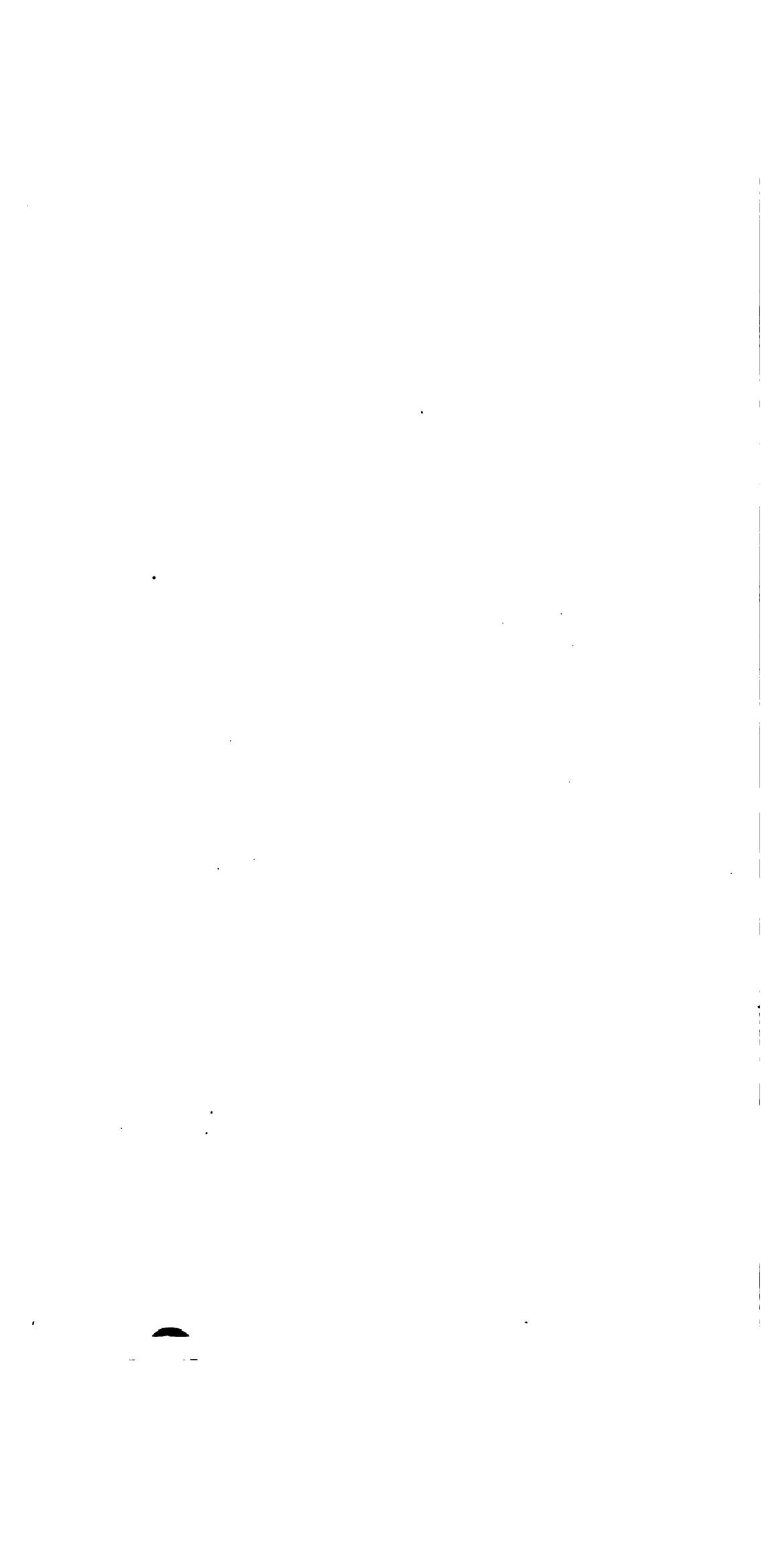
Mr. Lomasney of Boston moved that this vote be reconsidered. After debate the motion to reconsider was adopted, by a vote of 142 to 115.

The Chair proceeded to put the recurring question, whereupon Mr. Luce of Waltham raised the point of order that, the vote on the amendment having been reconsidered, the recurring question was open to debate. The Chair declared the point of order not well taken.

Mr. Luce then appealed from the decision of the Chair; and the appeal was seconded by Mr. Richardson of Newton.

After debate, pending the question on the appeal, Mr. Lomasney moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.



## JOURNAL OF THE CONVENTION.

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TUESDAY, September 18, 1917.

Met according to adjournment, at half-past ten o'clock A.M.  
Prayer was offered by Rev. Arthur D. Stroud of Hudson.

### *Reception of the Japanese War Mission.*

On motion of Mr. Lummus of Lynn, —

*Ordered*, That a committee of eleven members be appointed to wait upon His Excellency the Governor, and upon His Excellency Viscount Ishii and his distinguished colleagues of the Imperial Japanese War Mission, and inform them that the Massachusetts Constitutional Convention is now in session and requests the pleasure and honor of their presence.

The President appointed as the committee Messrs. Lummus of Lynn, Boucher of New Bedford, Coombs of Worcester, Wonson of Gloucester, Bailey of Newbury, Good of Cambridge, Smith of Provincetown, Flye of Holbrook, Maguire of Boston, Bryant of Milton and Weekes of Harwich; and they proceeded to the discharge of their duty under escort of the Sergeant-at-Arms.

Soon afterwards Mr. Lummus, for the committee, reported that they had attended to the duty assigned them, and that His Excellency the Governor had accepted the invitation of the Convention for himself and his guests and for the Envoys and their guests, and that they would attend upon the Convention forthwith.

Thereupon His Excellency the Governor, His Honor the Lieutenant-Governor, His Excellency Viscount Ishii, Ambassador from Japan, and other members of the Japanese Mission, the Council, and His Honor the Mayor of Boston, accompanied by various civil and military officers, entered the Convention Chamber under escort of the Sergeant-at-Arms.

His Excellency Samuel W. McCall, Governor of the Commonwealth, was then presented to the Convention, and spoke as follows: —

Mr. PRESIDENT, YOUR EXCELLENCY: — It has been your good fortune to receive the special missions of some of the great nations who are now our allies in arms, and today you enjoy a like honor when you welcome the envoys from the Flower Kingdom. Two generations ago an American commodore knocked at the portals of the Orient, and the gates swung open. Our visitors have doubtless heard much of Commodore Perry during their travels through our country, and I will spare them more than an allusion to an event which serves signally to mark the beginning of our friendly relations with the great power beyond the Pacific.

But we must not credit that event with certain results which are due to the progressive spirit and the genius for government

The Japanese  
War Mission.

Address of  
His Excellency  
the Governor.

characteristic of the Japanese people. What Washington was to America, what Cavour was to Italy, and Bismarck to Germany, all this the Emperor Mutsuhito was to Japan; and the people proved worthy of their leader. While we in America were struggling to save the Union, Japan was in the throes of a revolution which involved not only the unity of the Empire but the character of her civilization. Under the guidance of her young Mikado, whose brilliant statesmanship was no more precocious than it was sagacious and sound, her feudal system was overthrown and upon its ruins was built the fair and enduring fabric of a mighty and a united people. He established a parliamentary system upon the most advanced principles of constitutional liberty, and the quality of the people of Japan, and the development grafted upon it, have put her in the front rank of the great nations. For many centuries Japan had been a hermit nation, having little intercourse with other powers. Her people had lived in a world of their own, and while to us they appeared to slumber, it was a slumber that was throbbing and vital, and full of that richness of spirit that will come to a people who give themselves time to grow.

It was not all gain when they exchanged their serene isolation for a restless and an almost haggard civilization. The western nations have apparently unleashed forces which they cannot control. Those portents of energy called into being by the inventive genius of man have come to threaten us with mastery and we are in danger of becoming their victims and their slaves. They give us in peace a tense industrial and social order and a life out of which much of repose has gone. They have made war so horrible and deadly that our civilization will be compelled to choose between peace and its own suicide. Japan will far more than repay any debt she may owe our western civilization if she shall impart to it something of her old repose, and help subordinate its mighty engines to the use and not to the destruction of man. She is superbly placed upon the globe to aid in extending the domain of law so that barbaric strength and grossness of spirit may never again overturn the balance of the world. She may greatly help to promote that sanity and judgment in adjusting the controversies between nations that now govern in the settlement of individual disputes. She is by our side in this universal war. Side by side may we be when the glorious victory shall have been won. And side by side may we still stand in winning that greater victory by which mankind shall forever be emancipated from its degrading servitude to war. If she shall do that the people of the world will turn their faces to the East and gratefully receive upon their brows the benignant beams of the sun of Nippon.

His Honor James M. Curley, Mayor of the City of Boston, was then presented to the Convention, and spoke as follows:—

Mr. PRESIDENT, YOUR EXCELLENCY, DISTINGUISHED AND HONORED VISITORS, MEMBERS OF THE CONSTITUTIONAL CONVENTION:—This has indeed been a most eventful year in the life of Massachusetts. Within this chamber, dedicated to the making of laws for the promotion of the welfare of the people, it

has been our great privilege to welcome that colossal figure from our sister republic of France, the immortal hero of the Marne, Marshal Joffre. It has been our extreme pleasure to welcome here the representative of the Italian people; it has been our great pleasure to welcome here the representative of that small but mighty host who stood in the pathway of imperial brutality and Prussian militarism and saved democracy, the representative of Belgium. It has been our great privilege as lovers of liberty and advocates of peace and order and justice in the administration of public affairs to welcome with open arms and with open, warm hearts the representatives of the new Republic of Russia.

There has gradually been unfolded and evolved in the process that has taken place in this capitol structure and the other capitols of the United States a new form of diplomacy. There has been an abandonment of the old principle of secret diplomacy, and that abandonment lends color to the belief and strength to the hope that, in the future, nations as individuals will formulate and base opinion on a true perspective rather than a narrow vision. And in this hour of the nation's life, the most crucial and critical, it is our great pleasure as a municipality and as a State to welcome the representatives of the mighty Empire of the East, Japan, to welcome them in a trend of thought and in a spirit and purpose of ideal both new and strange to Japan and America — to welcome them because of the ideals that they today represent in this titanic world struggle; to welcome them in the same spirit that America portrays in this world struggle, in the spirit of service to humanity without desire either for indemnity or for annexation of territory; to welcome them in a spirit of ideal and true democracy; and to say to them and through them to the people of Japan that in this struggle for stable government, in this struggle for permanent world peace, we welcome them as an ally, not to the conclusion of the present war alone but to the end of time.

President John L. Bates then spoke as follows: —

DISTINGUISHED REPRESENTATIVES OF JAPAN: — On behalf of <sup>Address  
of President  
Bates.</sup> this Constitutional Convention I join in the hearty welcome being extended to you not only by Boston and Massachusetts but also by all America.

Massachusetts maintains not only that every individual but that every nation has an equal right to the pursuit of life, liberty and happiness and to establish its own form of government. She is the uncompromising foe of tyranny and oppression. She can not tolerate a diplomacy that makes solemn treaties but scraps of paper or that substitutes might for right in its motive for action. She believes she has added something to the sum total of human liberties through the contribution she has made to the development of the principles of constitutional government, of representative democracy and of the separation of legislative, executive and judicial functions. Not satisfied with what has been attained, she ever looks forward to new ideals and works toward them, and so, while we are in arms fighting the common enemy of mankind, we are here examining anew the fundamental principles of our government to the end that as a State we may

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be most efficient in doing our part in the onward progress of men.

Within the memory of men now sitting here, America stretched out her friendly hands to Japan across the sea and invited her to the family circle of nations. Japan accepted the invitation, and since that time has made such marvelous progress as to win the admiration of the world and has developed an efficiency rarely equalled and seldom, if ever, excelled. Great as has been the change in Japan, equally great has been the change in the world. Then we looked upon you as on the far side of the globe, 10,000 miles across the sea. Now you are our next door neighbor, for within these years the wonderful unfolding of the human mind has developed those means of transportation and communication that have knitted the world together, and the mountain ranges are not high enough, nor the wastes of the seas wide enough to be barriers between men. No longer is any place remote. There is neither East nor West, North nor South, but all is here. As neighbors then we welcome you, for we have great problems to work out together for our mutual welfare, and trust that your visit will so advance their solution as to tend toward the perpetuation of the friendship and good will that has so long existed between us.

We welcome you not only as representatives of a great, respected and friendly nation, but also as allies in the greatest war in all history. These are indeed troublous times. A hurricane of savagery sweeps the world. From beneath the deep dragons lift their heads and crush the beneficent commerce. From out of the earth they belch forth liquid fire and poisonous vapors. They wing their way to the very heavens and drop death into the blanched faces of men. Yet our courage falters not for, look! amid the tumult and the tempest we see the tricolors of France and Belgium and Russia and Italy, the intertwined crosses of Saint George, Saint Andrew and Saint Patrick, the Rising Sun of Japan and the Stars and Stripes of America, all waving side by side on the battle line and all advancing together. And we know no enemy can withstand them, and that tyranny and selfishness, bad faith and hatred shall be buried in trenches of their own digging, that out of this shedding of blood there shall come the binding of nations together, that out of this reign of terror there shall come a reign of peace, and that the spirit of righteousness, good will and brotherhood shall spread and be triumphant everywhere.

Members of the Convention, I take exceeding great pleasure in presenting to you the Ambassador from Japan, Viscount Ishii.

Response was then made by His Excellency Viscount Ishii, Ambassador from Japan, as follows:—

**YOUR EXCELLENCY THE GOVERNOR, MR. PRESIDENT AND GENTLEMEN OF THE CONVENTION:—**I am highly complimented by an invitation to address you in this House, which throughout your history has rung with eloquence unsurpassed in any tongue, with the loftiest appeals to the noblest sentiments of mankind from the lips of patriots whose names are written large on the walls of the corridors of fame.

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But it would not become me to occupy your time or interrupt momentous discussions which are of vital importance not only to your country but to all the world. Let me say, however, that Massachusetts and New England are very close to Japan. Many of our leading men owe to these surroundings the impressions and the education which has enabled them to take their places in the varying walks of life in their homeland. Next to the land of their birth, dear to them above all else on earth, they recall college friends and the happy days spent in study and at play at Cambridge. These always pay a tribute of affection to their alma mater and take increasing pride in the splendid record she is making in the upbuilding of men and a nation.

Massachusetts and New England have wielded a vast influence upon the civilization of our time. In literature, art, science and industry that influence has been felt and is being exercised throughout the world. In all of these there has been no narrow prejudice, for you have gathered from and sent to the furthest corners of the earth the most representative and best.

Japan owes much to Massachusetts and to Boston. We have learned from you at home, and your men and women have labored in our midst unselfishly and well to our great advantage.

In this connection you will permit me to pay a tribute to the memory of a great New England gentleman whose name is well known to you and who will by all others from New England or elsewhere be ungrudgingly conceded a premier place among those who have worked unselfishly and effectively for the betterment of mankind. I refer to the late Henry Willard Denison, for over thirty years the guide, the counsellor and the friend of Japan. He was my friend, and I cannot let this opportunity go by to say that I am honored by the memory of that friendship. Not only this, but he was the friend of Japan, and all Japan, from His Imperial Majesty, the Emperor, to the least among us, unite in laying tribute at his resting place on the hills above the capital.

He was a great American who typified America in all his life and who has done more than all the rest of us to weld the bonds that he knew and I know must bind us. Rugged, strong, brave and independent, Denison lived and died an American and lived and died his faith unfaltering in the future of our relationship.

And now, gentlemen of this Convention, in thanking you for your courtesy and your patience, permit me, before leaving you to your deliberations, to quote from an address delivered here in Boston, sixty-nine years ago — an address that must deeply impress itself on any reader and on everyone who seeks, as you and I and all of us must, to build our nations to the highest point of national achievement and greatness. It was Charles Sumner who said — he may have been speaking from this historic rostrum:

"This true grandeur of humanity is in moral elevation, sustained and lightened and decorated by the intellect of man. The truest tokens of this grandeur in a State are the diffusion of the greatest happiness among the greatest number and the

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passionless justice which controls the relations of the State to other States and to all the people committed to its charge."

Applying this great utterance as a rule for guidance in international affairs, I can say to you that it fills the ideal of the true spirit of Japan in her dealings with you and with the world. I thank you.

His Excellency, His Honor, Viscount Ishii, the Council, the Mayor and other guests then withdrew. The President announced that opportunity would immediately be given the members to greet in person the distinguished guests in Memorial Hall.

On motion of Mr. Powers of Newton the addresses of the Governor, the Mayor, the President and Viscount Ishii were ordered printed as a part of the records of the Convention.

*Thanks of Delegate George S. Parker.*

Thanks  
of Delegate  
Parker of  
Boston.

A communication from Delegate George S. Parker of Boston, conveying his appreciation of the Resolution of Sympathy adopted and extended to him recently in the death of his wife, was read and placed on file.

*Leave of Absence.*

James P.  
Richardson.

On motion of Mr. Powers of Newton, —

*Voted*, That Mr. Richardson of Newton be granted leave of absence for one week, under Rule 13, in order that he may attend to duties devolving upon him as a member of the faculty of the Law School of Dartmouth College.

*Extension of Time for Certain Reports.*

On motion of Mr. Creed of Boston, —

*Ordered*, that the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, September 25, in which to report on matters before them.

*Printing of a Convention Bulletin.*

Mr. Edwin U. Curtis of Boston, for the committee on Rules and Procedure, to whom was referred the order providing that there be printed five hundred additional copies of the bulletin on "Appropriations for Sectarian and Private Purposes", prepared by the commission appointed to compile information and data for the Convention, reported recommending that the same ought to be adopted.

The report was read; and the order was considered forthwith and was adopted.

*Manual of the Convention.*

Mr. Williams of Brookline, for the committee on Rules and Procedure, who were authorized to report rules and orders for the government of the Convention, reported recommending the adoption of the following order: —

Reports of  
committees,  
extension of  
time.

"Appropria-  
tions for  
Sectarian  
and Private  
Purposes." —  
additional  
copies.

*Ordered*, That there be printed one thousand additional copies of the Manual of the Constitutional Convention, five hundred to be distributed under the direction of the Committee on Rules and Procedure and five hundred to be offered for sale at cost. Manual of the Convention,  
— additional copies.

The report was read; and, at the request of Mr. Underhill of Somerville, the consideration of the order was postponed until the next session.

*Amendment of Rules 45, 15 and 2.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, who were authorized and instructed to report rules and orders of the government of the Convention, reported recommending that Rule 45 be amended by inserting in line 13, next after the words "suspension of any rule", the words "and upon an appeal from the decision of the chair", and by adding at the end thereof the words "The statement of any question of personal privilege shall be limited to five minutes"; also that Rule 15 be amended by adding at the end thereof the words ", and upon the taking of any vote the President may require that all members shall resume and remain in their places until final verification of the vote"; also that Rule 2 be amended by striking out the words "in preference to other members". Rules 45, 15  
and 2  
amended.

The report was read; and it was considered forthwith and was accepted. Therefore the rules were amended as recommended.

*Debate on the Initiative and Referendum.*

The following order, offered by Mr. Sawyer of Ware, the consideration of which was postponed from the last session, was considered: —

*Ordered*, That, in debate in Convention on each stage of the Resolution to provide for establishing the initiative and referendum (Doc. No. 335), speeches be limited to fifteen minutes each, with no extension of time, except that a member of the minority and a member of the majority of the committee on Initiative and Referendum shall each be allowed one hour at the close of debate on said stages. Debate on  
initiative and  
referendum.

Mr. George of Haverhill moved that the order be amended by striking out the word "fifteen", and inserting in place thereof the word "thirty".

Mr. Bryant of Milton then moved that the order be referred to the committee on Rules and Procedure; and this motion was adopted.

*Committee of the Whole.*

On motion of Mr. Pillsbury of Wellesley the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket. Committee of  
the Whole.

The President appointed Mr. Pillsbury to take the chair.

Subsequently Mr. Pillsbury, for the Committee reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, that action had been taken on certain amendments, but that no conclusion was reached. Initiative and  
referendum.

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**Recess.** At twenty-four minutes before two o'clock, on motion of Mr. Edwin U. Curtis of Boston, the Convention took a recess for one hour.

*Submission of Amendments to the People.*

**Quorum.** At the expiration of the recess Mr. Anderson of Newton doubted the presence of a quorum.

On the appearance of a quorum the same member moved that the committee on Rules and Procedure be requested to report to the Convention by Wednesday, September 26, either favorably or unfavorably, the following order, offered by Mr. McCormack of Boston and referred to said committee on September 7: —

*Ordered*, That, in the event of the deliberations of the Convention not having been concluded on or before the date wherein the ballot for the state election for the year 1917 must be prepared for printing, the committee on Rules and Procedure consider the expediency of the Convention submitting to the people at the coming state election such alterations or amendments of the Constitution as shall be duly authorized and engrossed.

After debate the motion of Mr. Anderson was adopted.

**Submission of  
amendments  
at the 1917  
state election.**

*Discharge of the Committee of the Whole.*

**Absentee  
voting.** On motion of Mr. Parkman of Boston, —  
*Voted*, That the Committee of the Whole be discharged from the further consideration of the Resolution to provide for absentee voting (Doc. No. 58), and that it be placed first in the Orders of the Day for the next session.

**Committee of  
the Whole.**

On motion of Mr. Pillsbury of Wellesley the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Pillsbury to take the chair.

**Initiative and  
referendum.**

Subsequently Mr. Pillsbury, for the Committee, reported that the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) had been under consideration, that action had been taken on certain amendments, but that no conclusion was reached.

At seven minutes after four o'clock, on motion of Mr. Bryant of Milton, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

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TUESDAY, September 18, 1917.

Mr. Pillsbury of Wellesley in the chair.

The Resolution to provide for establishing the initiative and <sup>Initiative and referendum.</sup> referendum (Doc. No. 335) was considered further.

After debate the pending question "Shall the decision of the Chair stand as the judgment of the Committee?" was decided in the affirmative, by a vote of 134 to 124.

On the recurring question the following amendment, previously moved by Mr. Anderson of Newton, was adopted, by a vote of 131 to 130: —

Adding at the end of line 35 the words "Provided that, unless at least one-third of the members of the house present and voting and one-quarter of the members of the senate present and voting in both of the annual sessions aforesaid vote to adopt the initiative petition for a constitutional amendment, it shall not be submitted to the people."

Mr. Swig of Taunton withdrew the amendment previously moved by him, there being no objection.

The same member then moved that the resolution be amended as follows: —

By inserting after the word "commonwealth," in line 82, the words "and no law relating to religion, religious practices or religious institutions,"; and

By inserting after the word "institutions," in line 150, the words "and no law relating to religion, religious practices or religious institutions,".

Mr. Walcott of Cambridge moved that the resolution be amended by inserting after the word "penalties", in line 156, the words "for the circulation of petitions for hire or reward and".

Mr. Washburn of Worcester moved that the resolution be amended by inserting after the word "penalties", in line 156, the words "for the signing of any such petition for money or other valuable consideration and".

Mr. Bryant of Milton moved that the resolution be amended as follows: —

By inserting, in line 67, after the words "earlier than", the words "the first Wednesday of the August and not later than"; and

By adding after line 80 the following paragraph: —

"If an initiative petition for a constitutional amendment or for a law, signed by ten qualified voters, shall be filed with the secretary of the commonwealth not later than the first Wednesday of September as hereinbefore provided, then at any time before the first Wednesday of the following October a petition

## COMMITTEE OF THE WHOLE,

concerning the same general subject signed by ten qualified voters may be filed with the secretary of the commonwealth, and if, in the case of a constitutional amendment, the remainder of the forty thousand signatures, and in the case of a law, the remainder of twenty thousand signatures to said petition, shall be filed not later than the first Wednesday of the following December, the secretary of the commonwealth shall transmit such petition to the clerk of the house of representatives, and the proposed constitutional amendment or law which is the subject of such petition shall then be deemed to be introduced into that general court and pending in the house of representatives."

Mr. Balch of Boston moved to amend the resolution by adding at the end of line 163 the words "governor, the attorney-general and the"; and by inserting after the word "commonwealth,", in line 164, the words "or a majority of them".

Mr. Anderson of Newton moved that the resolution be amended by adding at the end of line 54 the words "Provided that, unless at least one-third of the members of the house present and voting and one-quarter of the members of the senate present and voting vote to adopt the initiative petition for a law, it shall not be submitted to the people."

Mr. Mancovitz of Boston moved that this amendment moved by Mr. Anderson be amended as follows:—

By striking out the word "one-third", and inserting in place thereof the word "one-fourth";

By striking out the word "one-quarter", and inserting in place thereof the word "one-fifth"; and

By inserting after the word "vote" the words "by a call of the yeas and nays in each branch".

After debate Mr. Clapp of Lexington moved that the question first be put on the last amendment moved by Mr. Mancovitz; and this motion prevailed. Said amendment was then adopted, by a vote of 234 to 0.

At three minutes past one o'clock (the Chairman not having dissolved the meeting) Mr. Mancovitz moved that the Committee rise; and this motion was negatived.

The amendment striking out the word "one-third" and inserting in place thereof the word "one-fourth" was rejected, by a vote of 120 to 131.

The amendment striking out the word "one-quarter" and inserting in place thereof the word "one-fifth" was rejected, by a vote of 129 to 134.

At fifteen minutes past one o'clock Mr. Edwin U. Curtis of Boston moved that the Committee rise; and this motion was negatived.

After further debate the amendment moved by Mr. Anderson, as amended, was rejected, by a vote of 127 to 134.

At twenty-six minutes before two o'clock Mr. Horgan of Boston moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

After the recess the Committee resumed consideration of its Docket, Mr. Pillsbury being in the chair.

The Resolution to provide for establishing the initiative and <sup>Initiative and referendum.</sup> referendum (Doc. No. 335) was considered further.

The following amendment, previously moved by Mr. Luce of Waltham, was considered: Adding after line 54 the following paragraph: —

"If proposed laws contain conflicting provisions, the governor shall designate one of such laws to be submitted to the voters. If it is rejected, the governor in office on the first Wednesday of August before the succeeding election [A] may designate another to be put on the ballot, and so on until one has been accepted or all have been rejected."

Mr. Quincy of Boston moved that this amendment be amended by the substitution of the following paragraph, with the heading "*Conflicting Measures*": —

"All proposed measures to be submitted to the people at any one election shall be submitted by the secretary of the commonwealth to the attorney-general for his inspection, and in case two or more proposed constitutional amendments, or two or more proposed laws, to be submitted to the people at any one election, under the provisions hereof or otherwise, shall appear to the attorney-general to be in substantial conflict with each other, he may order that such conflicting constitutional amendments, or such conflicting laws, shall be grouped and designated on the ballot as conflicting measures, only one of which is to be adopted; but in no case shall a proposed constitutional amendment and a proposed law be so grouped as in conflict with each other, and the ballot shall afford an opportunity to each voter to vote for or against each of the measures so grouped as conflicting. In case more than one of the measures so grouped as conflicting shall receive the affirmative vote of a majority of the voters voting thereon, only that one of the same for which the largest affirmative vote was cast shall be deemed to be approved.

"In case any provisions of two or more constitutional amendments, or of two or more laws, approved by the people at the same election are in conflict with each other, then the provisions contained in the constitutional amendment, or in the law, as the case may be, which received the largest number of affirmative votes shall be deemed to govern.

"Any law approved by the people shall be subject to any amendment to the constitution approved by the people at the same election, in the same manner as if such amendment had been in force prior to the approval of such law."

Mr. Shanahan of Somerville moved that the amendment moved by Mr. Luce be amended at "A" by striking out the word "may", and inserting in place thereof the word "shall".

After debate the further consideration of the amendments of Messrs. Luce, Quincy and Shanahan was postponed until the next session of the Committee, on motion of Mr. Williams of Brookline.

The remaining amendment at line 54, previously moved by Mr. Luce of Waltham, was considered as changed by that gentle-

## COMMITTEE OF THE WHOLE.

man, there being no objection, as follows: Adding after line 54 the following paragraph: —

"The same measure, either in form or essential substance, shall not be made the subject of an initiative petition (either affirmatively or negatively) [A] oftener than once in three years. The attorney-general shall certify before an initiative petition is filed that the measure petitioned for is not, either in form or in essential substance, either affirmatively or negatively, the same as any measure which has been submitted to the people within three years of such date."

Mr. Kilbon of Springfield moved that this amendment be amended by inserting at the beginning thereof the words "If a measure shall have been accepted or rejected by a majority greater than ten per cent of the votes cast upon it", and by striking out at "A" the words "oftener than once in three years", and inserting in place thereof the words "until three years shall have elapsed". After debate these amendments were rejected.

The amendment moved by Mr. Luce was then adopted, by a vote of 143 to 113.

Mr. White of North Brookfield then moved that the Committee rise; and this motion was adopted.

Accordingly the Committee rose.

## JOURNAL OF THE CONVENTION.

WEDNESDAY, September 19, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. J. Franklin Knotts of Somerville, a member of the Convention.

### *Discharge of the Committee of the Whole.*

Mr. Walker of Brookline moved that the Committee of the Whole be discharged from the further consideration of the Resolution to provide for establishing the initiative and referendum (Doc. No. 335), and that it be placed in the Orders of the Day for the next session.

The same member then asked for a count of the Convention Quorum. to ascertain if a quorum was present. A count showed that 110 members were present.

Mr. Brown of Brockton moved that the roll of the Convention be called to ascertain if a quorum was present; and this motion prevailed.

The roll was then called; and 227 members answered to their names, as follows: —

Messrs. Adams, Brooks	Messrs. Bullock, William J.
Adams, Scott	Burns, William A.
Adams, Smith J.	Buttrick, Allan G.
Avery, Nathan P.	Carr, Edward
Aylward, James F.	Chandler, Leonard B.
Bailey, Charles O.	Charbonneau, Henry V.
Barnes, George L.	Chase, Mial W.
Barrett, James T.	Churchill, George B.
Bartlett, Horace I.	Clark, Chester W.
Bassett, Edmund	Clark, Ezra W.
Batchelder, Albert W.	Coakley, Daniel H.
Bates, John L.	Codman, James M., Jr.
Bates, Sanford	Coe, S. Hamilton
Bauer, Ralph S.	Coleman, George W.
Bennett, Frank P.	Collier, David R.
Bergengren, Roy F.	Collins, Samuel I.
Besse, Harold A.	Coogan, Clement F.
Blackmur, Paul R.	Cook, Rufus H.
Bodfish, John D. W.	Cooney, Charles P.
Bolster, Percy G.	Corrigan, Robert S.
Bosworth, Henry H.	Coughlan, William J.
Boucher, Joseph Zoël	Crafts, Lyman A.
Bouvé, Walter L.	Creamer, Walter H.
Boyer, Elmer E.	Creed, James F.
Boynton, Thomas J.	Crosby, J. Howell
Brackett, John Q. A.	Crossley, William Cyril
Brine, Henry C.	Cummings, John W.
Broderick, Patrick S.	Curtis, Arthur B.
Brown, E. Gerry	Curtis, Edwin U.
Brown, Samuel F.	Curtiss, Elmer L.
Bruce, Charles	Dale, George H.
Bryant, Lincoln	Daly, John W.
Buck, Maurice A.	Davis, Elbridge G.

## JOURNAL OF THE CONVENTION,

Messrs. Delaney, Louis F.	Messrs. Luce, Robert
Delano, Robert T.	Lufkin, Willfred W.
Derbyshire, James H.	Lummus, Henry T.
Donoghue, John A.	Lyman, Frank E.
Donovan, Daniel R.	Lynch, John C.
Donovan, James A.	MacMaster, Edward A.
Doran, James P.	Maguire, James E.
Dreesser, Frank F.	Mahoney, John J.
Driscoll, Dennis D.	McCarthy, Charles F.
Farnsworth, Frank S.	McCormack, John W.
Feiker, William H.	McKeon, Francis P.
Ferrey, Irving D.	McLaud, Abner S.
Ferry, James R.	Merriam, John M.
Finn, E. Philip	Merrill, George Frye
Fisher, Edward	Michelman, Joseph
Fitz-Randolph, Reginald T.	Mitchell, Charles
Flaherty, William	Mitchell, John
Flye, Louis Edwin	Moore, Charles D. C.
Foss, George H.	Moran, William
Fraser, Eugene B.	Moriarty, James T.
French, Asa P.	Morton, James M.
Gallagher, Daniel J.	Moynihan, James J.
Garland, Francis P.	Murley, Joseph J.
Gates, Joseph S.	Myron, John F.
Gaylord, Henry E.	Nestor, Patrick F.
George, Samuel W.	Newton, H. Huestis
Giddings, Charles	Nutting, Edward H.
Glazier, Frederick P.	O'Connell, John J.
Gleason, Nesbit G.	O'Connell, John P.
Good, John P.	O'Connell, Joseph F.
Graumann, John	O'Connor, John D.
Green, Thomas H.	Parker, Herbert
Hale, Edward R.	Parkman, Henry
Hale, Matthew	Peirce, Albion G.
Hall, Elisha S.	Pelletier, Joseph C.
Hall, Isaac Freeman	Perry, Augustus W.
Hamilton, Andrew Foster	Peterson, Patrick
Harding, Clarence W.	Pillsbury, Albert E.
Harriman, Arthur N.	Powers, Samuel L.
Harrington, Patrick H.	Putnam, Harry B.
Hawley, Truman R.	Quincy, Josiah
Hibbard, Charles E.	Quinn, Timothy F.
Hicks, George H.	Ray, Herbert L.
Hobbs, Clarence W., Jr.	Reidy, Michael J.
Hoitt, Augustus J.	Richardson, Edward A.
Horgan, Francis J.	Rieutord, Louis O.
Hutchings, Henry M.	Robbins, Edward J.
Jones, George R.	Robinson, George H.
Kelley, George W.	Ross, Samuel
Kelly, Luke L.	Saunders, Amos T.
Kenny, Herbert A.	Sawyer, Roland D.
Kerr, Alexander	Scigliano, Alfred P.
Kilbon, John L.	Shattuck, Josiah B.
Kinney, William S.	Shaw, Michael F.
Knell, Arthur S.	Shea, John M.
Knotts, J. Franklin	Shea, John T.
Lane, Daniel W.	Sheehan, Christopher A.
Langelier, Louis F. R.	Sherburne, Nelson
Larson, Charles G.	Skerrett, Mark N.
Leboeuf, Telesphore	Smith, Jerome S.
Leonard, Joseph J.	Smith, Rutherford E.
Lomasney, Martin M.	Sparrell, Ernest H.
Look, William J.	Stoeber, Charles
Loring, Augustus P.	Sullivan, Edmund G.
Love, Joseph A.	Sullivan, Michael A.
Lowell, James A.	Sullivan, William H.

Moore, George	
Taylor, John	
Thompson, Harry	
Thompson, Robert	
Thompson, William	
Thorn, Anna E.	
Thorpe, William D.	
Tucker, Asbury	
Turnbull, Charles J.	
Vance, Parker	
Verdier, George	
Verdier, James	
Vermaire, Albert	
Wiemersom, Casper	
Wiemersom, Casper	paid T.

Messrs. Merriam, John M.  
Michelman, Joseph  
Mitchell, Charles  
Montague, David T.  
Moore, Charles D. C.  
Morton, James M.  
Parker, George S.  
Parker, Herbert  
Parkman, Henry  
Pillsbury, Albert E.  
Powers, Samuel L.  
Putnam, Harry B.  
Richardson, Edward A.  
Robbins, Edward J.  
Robinson, George H.  
Saunders, Amos T.  
Shattuck, Josiah B.  
Shea, John M.  
Smith, Jerome S.  
Smith, Rutherford E.  
Sparrell, Ernest H.  
Stearns, Harry N.  
Sullivan, Edmund G.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Theller, Ralph L.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Trefry, William D. T.  
Turner, Joseph  
Underhill, Charles L.  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.  
Weekes, George LeRoy  
Wellman, Arthur Holbr  
Wheeler, William  
White, John A.  
Whittier, Eugene P.  
Willett, George Franklin  
Williams, Fred Homer  
Wing, Herbert  
Wonson, Carlton W.  
Wood, Charles J.  
Youngman, William S.

138 years· 142 pages

Therefore the motion of Mr. Walker was negatived.

~~Mr.~~ Dennis D. Driscoll of Boston moved that the Committee on the Whole be discharged from the further consideration of the resolution to authorize the enactment of laws governing the manufacture, sale and distribution of the necessities of life (Doc. 5), and that it be placed next in the Orders of the Day. The Resolution to provide for absentee voting. This motion was adopted.

Necessities  
of life, —  
acquirement,  
sale and  
distribution

## JOURNAL OF THE CONVENTION,

Messrs. Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Keliher, John A.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Langelier, Louis F. R.  
 Larson, Charles G.  
 Leboeuf, Telephore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Maneovitz, David  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newton, H. Huestis  
 Nutting, Edward H.

Messrs. O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Perry, Augustus W.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigiano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Stoeber, Charles  
 Stoneman, David  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.

## NAYS.

Messrs. Adams, Charles Francis  
 Adams, Scott  
 Avery, Nathan P.  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Bates, Sanford  
 Besse, Harold A.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Brown, Samuel F.  
 Bruce, Charles  
 Bryant, Lincoln  
 Buck, Maurice A.

Messrs. Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Rufus H.  
 Coolidge, Louis A.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Arthur B.  
 Curtis, Edwin U.  
 Curtiss, Elmer L.  
 Cusick, John F.

Messrs. Dale, George H.  
 Davis, Elbridge G.  
 Davis, William R.  
 Delano, Robert T.  
 Derbyshire, James H.  
 Doe, Orestes T.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fisher, Edward  
 Fitz-Randolph, Reginald T.  
 Foss, George H.  
 Fraser, Eugene B.  
 French, Asa P.  
 Gates, Joseph S.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Neabit G.  
 Greenwood, Hamlet S.  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Isaac Freeman  
 Hamilton, Andrew Foster  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kenefick, Thomas W.  
 Kilbon, John L.  
 Kinney, William S.  
 Kneil, Arthur S.  
 Knotts, J. Franklin  
 Lane, Daniel W.  
 Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Lowell, James A.  
 Luce, Robert  
 Lufkin, Willfred W.  
 Lummus, Henry T.  
 Lyman, Frank E.  
 Mansfield, John J.

Messrs. Merriam, John M.  
 Michelman, Joseph  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Parker, George S.  
 Parker, Herbert  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Powers, Samuel L.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Robbins, Edward J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Sparrell, Ernest H.  
 Stearns, Harry N.  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Theller, Ralph L.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wonson, Carlton W.  
 Wood, Charles J.  
 Youngman, William S.

138 yeas; 142 nays.

Therefore the motion of Mr. Walker was negatived.

Mr. Dennis D. Driscoll of Boston moved that the Committee of the Whole be discharged from the further consideration of the Resolution to authorize the enactment of laws governing the acquisition, sale and distribution of the necessities of life (Doc. No. 318), and that it be placed next in the Orders of the Day after the Resolution to provide for absentee voting. This motion was adopted.

Necessities  
of life, —  
acquisition,  
sale and  
distribution.

## JOURNAL OF THE CONVENTION,

*Adjournment and Hour of Meeting.*

**On motion of Mr. Boucher of New Bedford, —**

*Voted*, That, when the Convention adjourns on Friday next, it adjourn to meet on Wednesday, September 26, at eleven o'clock A. M.

*Manual of the Convention.*

The following order, the consideration of which was postponed from the last session, was considered: —

*Ordered*, That there be printed one thousand additional copies of the Manual of the Constitutional Convention, five hundred to be distributed under the direction of the Committee on Rules and Procedure and five hundred to be offered for sale at cost.

After debate the order was adopted, as recommended by the Committee on Rules and Procedure.

*Communication from the Governor.*

A communication from the Governor, addressed to the President of the Convention, recommending that the Convention submit to the people an amendment of the Constitution authorizing the General Court to pass a law providing for the voting of soldiers and sailors absent in the national or state service, — was read and placed on file.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

**Absentee voting.** The Resolution to provide for absentee voting (Doc. No. 58) was read and considered.

After debate Mr. Kenny of Boston moved that the resolution be amended by inserting after the word "commonwealth", in line 4, the words "and for all persons who have taken out their first naturalization papers in time of war".

After further debate Mr. Finn of Chelsea moved that the resolution be amended by inserting before the word "elected", in line 7, the words "nominated or".

**Recess.** At one o'clock, under the provisions of a standing order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

**Quorum.** Mr. Coolidge of Milton doubted the presence of a quorum, and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

Soon afterwards Mr. Edwin U. Curtis of Boston moved that the roll of the Convention be called to ascertain if a quorum was present; and this motion prevailed.

The roll was then called; and 226 members answered to their names, as follows: —

Messrs. Adams, Brooks  
Adams, Charles Francis  
Adams, Scott

Messrs. Adams, Smith J.  
Anderson, Frederick L.  
Anderson, George W.

Messrs. Avery, Nathan P.  
 Aylward, James F.  
 Bailey, Charles O.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barnes, George L.  
 Barrett, James T.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Batchelder, Albert W.  
 Bates, John L.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Blackmur, Paul R.  
 Bodfish, John D. W.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Boucher, Joseph Zoël  
 Bouvè, Walter L.  
 Bowen, Patrick  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Boynton, Thomas J.  
 Brackett, John Q. A.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brooks, George F.  
 Brown, E. Gerry  
 Brown, Samuel F.  
 Bryant, Lincoln  
 Buck, Maurice A.  
 Bullock, William J.  
 Burns, William A.  
 Butler, A. Webster  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Clark, Ezra W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Coleman, George W.  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Rufus H.  
 Coolidge, Louis A.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Craven, John H.  
 Creamer, Walter H.  
 Creed, James F.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Arthur B.

Messrs. Curtis, Edwin U.  
 Cusick, John F.  
 Dale, George H.  
 Daly, John W.  
 Davis, Elbridge G.  
 Davis, William R.  
 Dean, Robert A.  
 Delano, Robert T.  
 Dellinger, Raymond P.  
 Derbyshire, James H.  
 Doe, Orestes T.  
 Donnelly, James P.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Dresser, Frank F.  
 Driscoll, Dennis D.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Finn, E. Philip  
 Fisher, Edward  
 Fitz-Randolph, Reginald T.  
 Flaherty, William  
 Foss, George H.  
 Fraser, Eugene B.  
 French, Asa P.  
 Garland, Francis P.  
 Gates, Joseph S.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Glazier, Frederick P.  
 Gleason, Nesbit G.  
 Good, John P.  
 Graumann, John  
 Greenwood, Hamlet S.  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Isaac Freeman  
 Hamilton, Andrew Foster  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hawley, Truman R.  
 Hicks, George H.  
 Hobbs, Clarence W., Jr.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Hutchings, Henry M.  
 Johnson, Charles R.  
 Jones, George R.  
 Kefifer, John A.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenefick, Thomas W.  
 Kerr, Alexander  
 Kilbon, John L.  
 Kinney, William S.  
 Kneil, Arthur S.  
 Knotts, J. Franklin  
 Langelier, Louis F. R.  
 Larson, Charles G.  
 Leboeuf, Telesphore

## JOURNAL OF THE CONVENTION,

Messrs. Leonard, Joseph J.	Messrs. Ross, Samuel
Lomasney, Martin M.	Saunders, Amos T.
Look, William J.	Sawyer, Roland D.
Loring, Augustus P.	Shattuck, Josiah B.
Love, Joseph A.	Shaw, Michael F.
Lowell, James A.	Shea, John M.
Lummus, Henry T.	Shea, John T.
Lyman, Frank E.	Sheehan, Christopher A.
Lynch, John C.	Sherburne, Nelson
MacMaster, Edward A.	Smith, Jerome S.
Maguire, James E.	Smith, Rutherford E.
Mancovitz, David	Sparrell, Ernest H.
Mansfield, John J.	Stoeber, Charles
McCarthy, Charles F.	Sullivan, Edmund G.
McCormack, John W.	Sullivan, William H.
McLaud, Abner S.	Sweet, Joseph L.
Michelman, Joseph	Swig, Louis
Mitchell, Charles	Theller, Ralph L.
Mitchell, John	Thompson, Edward
Moore, Charles D. C.	Thompson, John L.
Moran, William	Tilton, Rufus H.
Moriarty, James T.	Trefry, William D. T.
Morrill, Charles H.	Turner, Joseph
Morton, James M.	Twomey, John C.
Moynihan, James J.	Underhill, Charles L.
Murley, Joseph J.	Walker, George
Myron, John F.	Walker, Joseph
Newton, H. Huestis	Washburn, Charles G.
Nutting, Edward H.	Waterman, George B.
O'Connell, John P.	Webster, George P.
O'Connell, Joseph F.	Weekes, George LeRoy
O'Connor, John D.	Wheeler, William
Parkman, Henry	Whipple, Sherman L.
Peirce, Albion G.	White, John A.
Perry, Augustus W.	Whitehead, James
Peterson, Patrick	Whittier, Eugene P.
Pillsbury, Albert E.	Willett, George Franklin
Putnam, Harry B.	Williams, Fred Homer
Ray, Herbert L.	Wilson, William H.
Reidy, Michael J.	Wing, Herbert
Richardson, Edward A.	Winslow, Guy M.
Rieutord, Louis O.	Wonson, Carlton W.
Robbins, Edward J.	Wood, Charles J.
Robinson, George H.	Youngman, William S.

Therefore it appeared that a quorum was then present.

After debate the amendments moved by Messrs. Kenny and Finn were severally rejected; and the resolution was ordered to a second reading.

Mr. Sawyer of Ware moved that the rule be suspended, so that the resolution might take a second reading forthwith; and this motion, after debate, was negatived.

The Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 318) was read and considered.

Mr. Pillsbury of Wellesley moved that the resolution be amended by striking out the article of amendment, and inserting in place thereof the following:—

"The legislature, when and so far as in its judgment a public exigency exists therefor, may provide for the purchase or taking by the commonwealth of foods or foodstuffs, fuel, or ice, for sale

WEDNESDAY, SEPTEMBER 19, 1917.

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to its inhabitants or to any county, city or town and resale by such county, city or town to its inhabitants."

Mr. Adams of Quincy moved that the resolution be amended by adding at the end thereof the words "And the general court may further authorize the commonwealth, acting either in its corporate capacity, or through the agency of such municipal or other corporations as it may select or create for the purpose, to organize, conduct or administer such agricultural, commercial, industrial or trading undertakings or enterprises, as the general court shall declare to be conducive to the public welfare."

After debate Mr. Balch of Boston moved that the article of amendment be amended as follows:—

By inserting at the beginning thereof the words "In time of war or general distress"; and

By adding at the end thereof the words "Such authorizations shall be for not more than one year at a time but may be repeated from year to year so long as the war or time of general distress shall last. The general court shall be sole judge of the existence of the conditions justifying such authorizations. Nothing in this article contained shall be construed as permitting any taking of property without reasonable compensation therefor."

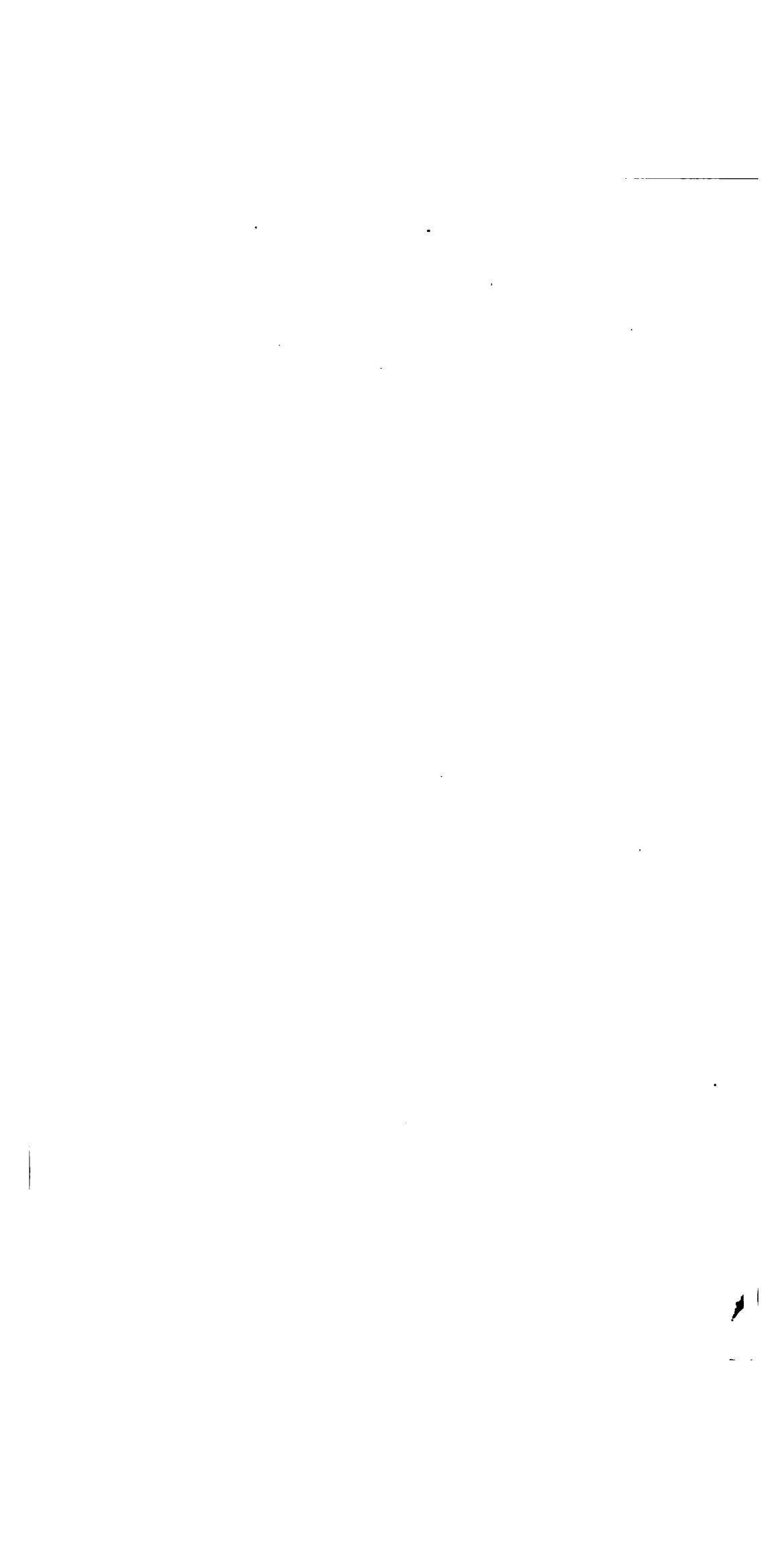
Mr. Clapp of Lexington moved that the resolution be amended by inserting before the word "ice," in line 4, the word "and"; by striking out, in lines 4 and 5, the words "and other necessities of life"; by striking out, in lines 13, 14 and 15, the words "and other like means for producing, selling and distributing the necessities of life"; by inserting before the word "slaughter", in line 13, the word "and"

Mr. Bigney of Boston moved that the resolution be amended by striking out the word "like", in line 14; and by inserting after the word "means", in the same line, the words "incidental thereto."

Without action on the amendments, —

At eight minutes after four o'clock, on motion of Mr. Washburn of Middleborough, the Convention adjourned, to meet tomorrow at half-past ten o'clock A.M.







# JOURNAL OF THE CONVENTION.

THURSDAY, September 20, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

## *Filling of Vacancies in Committees.*

The President announced the appointment of Mr. George of Haverhill to fill the vacancy in the membership of the committee on Rules and Procedure caused by the death of Mr. Malone of Greenfield; and the appointment of Mr. Hobbs of Worcester to fill the vacancy in the membership of the committee on Form and Phraseology caused by the resignation of Mr. Ellis of Springfield, which had been handed to the President under date of August 22.

Committees  
on Rules and  
Procedure  
and Form and  
Phraseology,  
— vacancies  
filled.

## *Quorum.*

Mr. Clapp of Lexington asked for a count of the Convention to ascertain if a quorum was present. A count showed that 120 members were present.

## *Orders of the Day.*

On the appearance of a quorum the Convention proceeded to the consideration of the Orders of the Day.

The Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 318), being the unfinished business of the last session, was considered further.

Necessities  
of life, —  
acquirement,  
sale and  
distribution.

Mr. George of Haverhill moved that the resolution be amended by adding at the end thereof the words "Nothing herein contained shall be construed as authorizing or permitting the commonwealth or any political division thereof to deal in spirituous and intoxicating liquors."

After debate Mr. Brackett of Arlington (Mr. Hall of Taunton being in the chair) moved that the resolution be amended by inserting after the word "ice", in line 9, the words ": provided, that a just and reasonable compensation for all property so taken shall be paid to the owners thereof".

After further debate (the President having resumed the chair) Recess. Mr. Washburn of Worcester moved that the Convention take a recess; and this motion prevailed. Accordingly, at three minutes before one o'clock, recess was taken until two o'clock; at which hour the Convention reassembled.

Mr. Clark of Brockton doubted the presence of a quorum, Quorum. and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

After debate Mr. Creamer of Lynn moved that, unless a vote be sooner reached, debate on the pending resolution be closed

## JOURNAL OF THE CONVENTION,

to-morrow at eleven o'clock A.M. On this question 91 members voted in the affirmative and 100 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Dennis D. Driscoll of Boston; and on the roll call 100 members voted in the affirmative and 138 in the negative, as follows: —

## YEAS.

Messrs. Adams, Brooks	Messrs. Kelley, Thomas R.
Adams, Smith J.	Kelly, Luke L.
Anderson, Frederick L.	Kilbon, John L.
Aylward, James F.	Knotts, J. Franklin
Ballantyne, John	Leonard, Joseph J.
Barrett, James T.	Lomasney, Martin M.
Batchelder, Albert W.	Maguire, James E.
Bauer, Ralph S.	Mahoney, John J.
Begley, John S.	Mancovitz, David
Bicknell, Wallace H.	Mansfield, John J.
Bigney, Robert E.	Martin, Martin L.
Bodfish, John D. W.	McCarthy, Charles F.
Boucher, Joseph Zoël	McKeon, Francis P.
Boynton, Thomas J.	McLaud, Abner S.
Brackett, John Q. A.	Merrill, George Frye
Brennan, James H.	Michelman, Joseph
Brennan, James J.	Mitchell, John
Broderick, Patrick S.	Moran, William
Bullock, William J.	Moriarty, James T.
Carr, Edward	Morrill, Charles H.
Coleman, George W.	Moynihan, James J.
Corrigan, Robert S.	Murley, Joseph J.
Creamer, Walter H.	Myron, John F.
Creed, James F.	Nestor, Patrick F.
Curtis, Arthur B.	Nutting, Edward H.
Dellinger, Raymond P.	O'Connell, John P.
Donnelly, James P.	O'Connell, Joseph F.
Donoghue, John A.	O'Connor, John D.
Donovan, Daniel R.	Peterson, Patrick
Donovan, James A.	Quincy, Josiah
Douglass, John J.	Quinn, Timothy F.
Driscoll, Dennis D.	Ross, Samuel
Driscoll, Timothy J.	Scigliano, Alfred P.
Finn, E. Philip	Shanahan, William J.
Flaherty, William	Shaw, Michael F.
Flye, Louis Edwin	Shea, John T.
Garland, Francis P.	Sheehan, Christopher A.
Glazier, Frederick P.	Sherburne, Nelson
Good, John P.	Skerrett, Mark N.
Granfield, William J.	Stearns, Harry N.
Graumann, John	Stoeber, Charles
Green, Thomas H.	Sullivan, William H.
Hale, Matthew	Talbot, Harry R.
Harding, Clarence W.	Theller, Ralph L.
Harriman, Arthur N.	Thompson, Edward
Harrington, Patrick H.	Walker, George
Hicks, George H.	Walker, Joseph
Hoitt, Augustus J.	Walsh, David I.
Horgan, Francis J.	Webster, Francis E.
Johnson, Charles R.	Webster, George P.

## NAYS.

Messrs. Adams, Charles Francis	Messrs. Barker, Warren S.
Adams, Scott	Barnes, George L.
Anderson, George W.	Bartlett, Horace I.
Bailey, Charles O.	Bassett, Edmund
Balch, Francis N.	Bates, Sanford
Bangs, Francis R.	Besse, Harold A.

THURSDAY, SEPTEMBER 20, 1917.

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<b>Messrs.</b> Blackmur, Paul R. Bolster, Percy G. Bouvé, Walter L. Boyer, Elmer E. Brown, E. Gerry Brown, Samuel F. Bryant, Lincoln Buck, Maurice A. Burns, William A. Butler, A. Webster Buttrick, Allan G. Chandler, Leonard B. Chase, Mial W. Churchill, George B. Clapp, Robert P. Clark, Chester W. Clark, Ezra W. Codman, James M., Jr. Coe, S. Hamilton Collier, David R. Collins, Samuel I. Coogan, Clement F. Cook, Benjamin A. Cook, Rufus H. Costello, Francis M. Cox, Guy W. Crafts, Lyman A. Craven, John H. Crosby, J. Howell Crossley, William Cyril Cummings, John W. Curtis, Edwin U. Curtiss, Elmer L. Cusick, John F. Dale, George H. Daly, John W. Davis, William R. Delano, Robert T. Derbyshire, James H. Doe, Orestes T. Donovan, Thomas F. Dresser, Frank F. Dutch, Charles Frederick Farnsworth, Frank S. Ferrey, Irving D. Ferry, James R. Fisher, Edward Fitz-Randolph, Reginald T. Fraser, Eugene B. French, Ass P. Gartland, John J. Gates, Joseph S. Gaylord, Henry E. George, Samuel W. Giddings, Charles Gleason, Nesbit G. Greenwood, Hamlet S. Hale, Edward R. Hall, Elisha S. Hall, Frederick S. Hall, Isaac Freeman Hamilton, Andrew Foster Hibbard, Charles E.	<b>Messrs.</b> Hobbs, Clarence W., Jr. Hutchings, Henry M. Jones, George R. Keliher, John A. Kelley, George W. Kenefick, Thomas W. Kneil, Arthur S. Lane, Daniel W. Langelier, Louis F. R. Larson, Charles G. Leboeuf, Telesphore Linke, Fred R. Logan, James Look, William J. Loring, Augustus P. Love, Joseph A. Lowell, James A. Luce, Robert Lummus, Henry T. Lyman, Frank E. Lynch, John C. MacMaster, Edward A. Merriam, John M. Mitchell, Charles Moore, Charles D. C. Morton, James M. Parker, George S. Parkman, Henry Pillsbury, Albert E. Ray, Herbert L. Reidy, Michael J. Richardson, Edward A. Rieutord, Louis O. Robbins, Edward J. Robinson, George H. Saunders, Amos T. Shattuck, Josiah B. Shea, John M. Smith, Jerome S. Smith, Rutherford E. Sullivan, Edmund G. Sweeney, Edward A. Sweet, Joseph L. Tatman, Charles T. Thompson, John L. Tilton, Rufus H. Trefry, William D. T. Turner, Joseph Underhill, Charles L. Walcott, Robert Washburn, Albert H. Washburn, Charles G. Waterman, George B. Weekes, George LeRoy Wheeler, William White, John A. Whittier, Eugene P. Willett, George Franklin Williams, Fred Homer Wing, Herbert Winslow, Guy M. Wonson, Carlton W. Wood, Charles J.
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100 yeas; 138 nays.

Therefore the motion made by Mr. Creamer was negatived.

## JOURNAL OF THE CONVENTION,

*Adjournment and Hour of Meeting.*

On motion of Mr. Boucher of New Bedford, —

Adjournment  
over state  
primary  
election day.

*Voted*, That, when the Convention adjourns on Friday next, it adjourn to meet on Wednesday, September 26, at eleven o'clock A. M.

*Manual of the Convention.*

The following order, the consideration of which was postponed from the last session, was considered: —

Manual of the  
Convention,  
— additional  
copies.

*Ordered*, That there be printed one thousand additional copies of the Manual of the Constitutional Convention, five hundred to be distributed under the direction of the Committee on Rules and Procedure and five hundred to be offered for sale at cost.

After debate the order was adopted, as recommended by the Committee on Rules and Procedure.

*Communication from the Governor.*

Voting by  
absent voters  
and sailors.

A communication from the Governor, addressed to the President of the Convention, recommending that the Convention submit to the people an amendment of the Constitution authorizing the General Court to pass a law providing for the voting of soldiers and sailors absent in the national or state service, — was read and placed on file.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Absentee  
voting.

The Resolution to provide for absentee voting (Doc. No. 58) was read and considered.

After debate Mr. Kenny of Boston moved that the resolution be amended by inserting after the word "commonwealth", in line 4, the words "and for all persons who have taken out their first naturalization papers in time of war".

After further debate Mr. Finn of Chelsea moved that the resolution be amended by inserting before the word "elected", in line 7, the words "nominated or".

Recess.

At one o'clock, under the provisions of a standing order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

Quorum.

Mr. Coolidge of Milton doubted the presence of a quorum, and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

Soon afterwards Mr. Edwin U. Curtis of Boston moved that the roll of the Convention be called to ascertain if a quorum was present; and this motion prevailed.

The roll was then called; and 226 members answered to their names; as follows: —

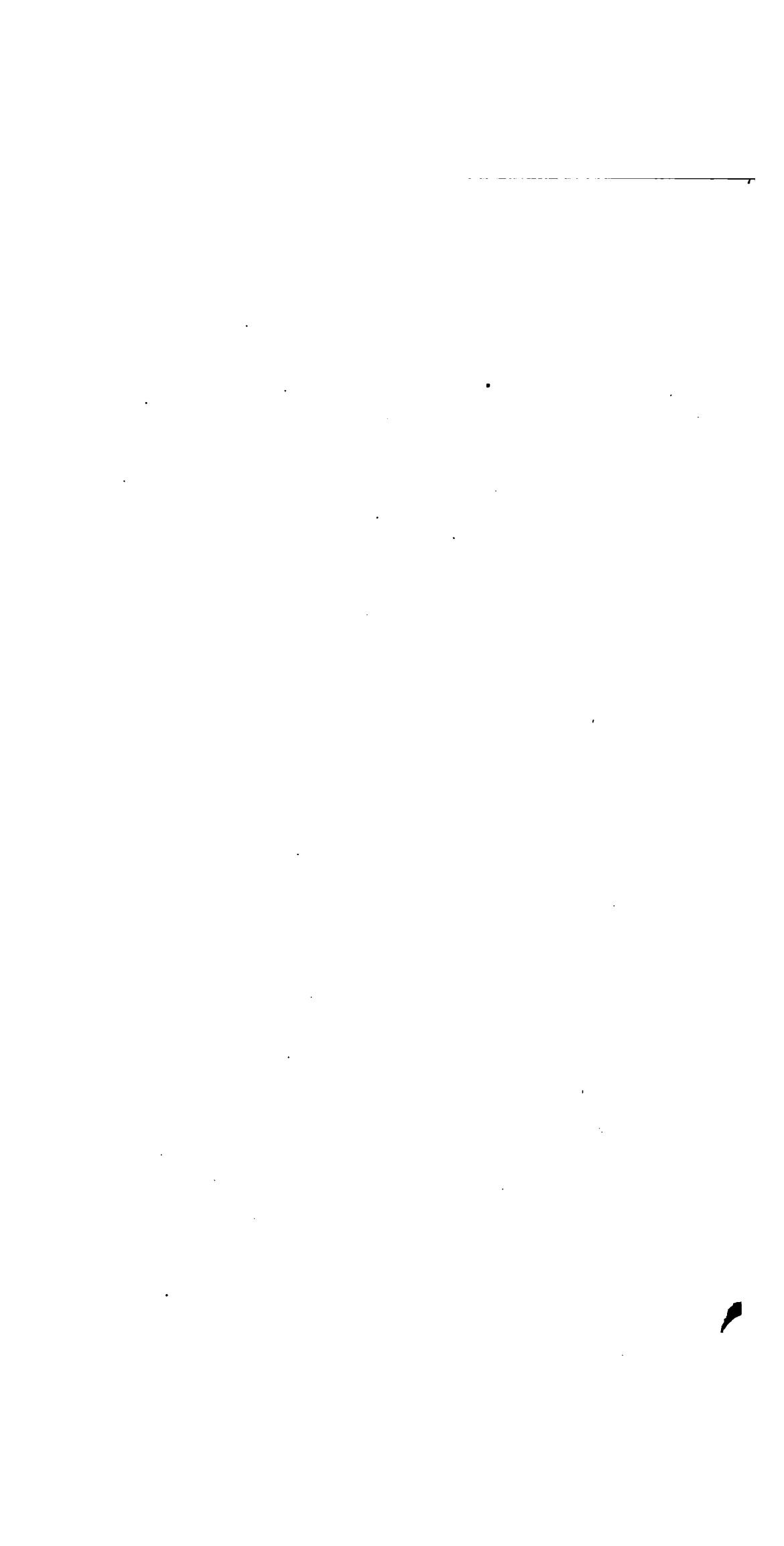
Messrs. Adams, Brooks  
Adams, Charles Francis  
Adams, Scott

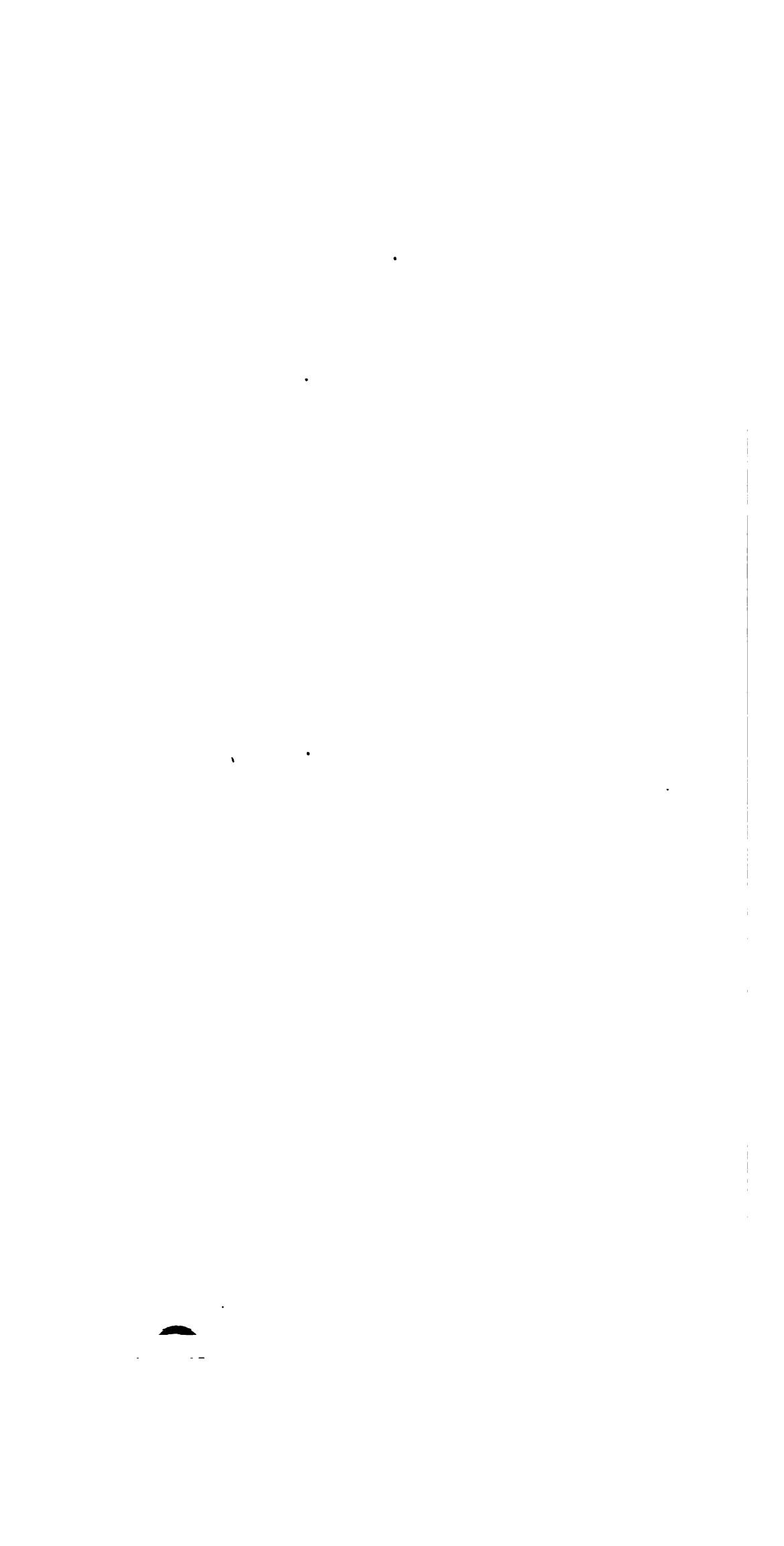
Messrs. Adams, Smith J.  
Anderson, Frederick L.  
Anderson, George W.

Messrs. Avery, Nathan P.  
 Aylward, James F.  
 Bailey, Charles O.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barnes, George L.  
 Barrett, James T.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Batchelder, Albert W.  
 Bates, John L.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Blackmur, Paul R.  
 Bodfish, John D. W.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Boucher, Joseph Zoël  
 Bouvé, Walter L.  
 Bowen, Patrick  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Boynton, Thomas J.  
 Brackett, John Q. A.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brooks, George F.  
 Brown, E. Gerry  
 Brown, Samuel F.  
 Bryant, Lincoln  
 Buck, Maurice A.  
 Bullock, William J.  
 Burns, William A.  
 Butler, A. Webster  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Clark, Ezra W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Coleman, George W.  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Rufus H.  
 Coolidge, Louis A.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Craven, John H.  
 Creamer, Walter H.  
 Creed, James F.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Arthur B.

Messrs. Curtis, Edwin U.  
 Cusick, John F.  
 Dale, George H.  
 Daly, John W.  
 Davis, Elbridge G.  
 Davis, William R.  
 Dean, Robert A.  
 Delano, Robert T.  
 Dellinger, Raymond P.  
 Derbyshire, James H.  
 Doe, Orestes T.  
 Donnelly, James P.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Dresser, Frank F.  
 Driscoll, Dennis D.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Finn, E. Philip  
 Fisher, Edward  
 Fitz-Randolph, Reginald T.  
 Flaherty, William  
 Foss, George H.  
 Fraser, Eugene B.  
 French, Ass P.  
 Garland, Francis P.  
 Gates, Joseph S.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Glazier, Frederick P.  
 Gleason, Neabit G.  
 Good, John P.  
 Graumann, John  
 Greenwood, Hamlet S.  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Isaac Freeman  
 Hamilton, Andrew Foster  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hawley, Truman R.  
 Hicks, George H.  
 Hobbs, Clarence W., Jr.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Hutchings, Henry M.  
 Johnson, Charles R.  
 Jones, George R.  
 Keltner, John A.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenefick, Thomas W.  
 Kerr, Alexander  
 Kilbon, John L.  
 Kinney, William S.  
 Kneil, Arthur S.  
 Knotts, J. Franklin  
 Langelier, Louis F. R.  
 Larson, Charles G.  
 Leboeuf, Telesphore







## JOURNAL OF THE CONVENTION.

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WEDNESDAY, September 26, 1917.

Met according to adjournment, at eleven o'clock A.M.

Prayer was offered by Rev. Arcturus Z. Conrad, D.D., of Boston.

### *Extension of Time for Certain Reports.*

On motion of Mr. Hart of Cambridge, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, October 2, in which to report on matters before them. Reports of committees, — extension of time.

### *Submission of Amendments to the People.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, to whom were referred the order providing that, in the event of the deliberations of the Convention not having been concluded on or before the date wherein the ballot for the state election for the year 1917 must be prepared for printing, the committee on Rules and Procedure consider the expediency of the Convention submitting to the people at the coming state election such alterations or amendments of the Constitution as shall be duly authorized and engrossed, — reported recommending the same be adopted in a new draft, as follows: —

*Ordered*, That only resolutions that have been passed for submission to the people on or before October first next be submitted to the voters at the coming state election.

[Messrs. Whipple of Brookline, Walsh of Fitchburg, Walker of Brookline, Boynton of Everett and Quincy of Boston dissent and recommend an amendment striking out the words "October first", and inserting in place thereof the words "October eighteenth".]

The report was read; and the order was placed in the Orders of the Day for the next session.

### *Absentee Voting on Amendments to be Submitted.*

On motion of Mr. Walsh of Fitchburg, —

*Ordered*, That the committee on Rules and Procedure be requested to report to the Convention as soon as possible, first, whether it is within the power of the Convention to provide for receiving the votes, upon any amendments to the Constitution which may be submitted to the people at the next state election, of any registered voters who are absent upon election day from cities or towns in which they reside on account of being in the Submission of amendments, — absentee voting.

## JOURNAL OF THE CONVENTION,

to-morrow at eleven o'clock A.M. On this question 91 members voted in the affirmative and 100 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Dennis D. Driscoll of Boston; and on the roll call 100 members voted in the affirmative and 138 in the negative, as follows: —

## YEAS.

Messrs. Adams, Brooks	Messrs. Kelley, Thomas R.
Adams, Smith J.	Kelly, Luke L.
Anderson, Frederick L.	Kilbon, John L.
Aylward, James F.	Knotts, J. Franklin
Ballantyne, John	Leonard, Joseph J.
Barrett, James T.	Lomasney, Martin M.
Batchelder, Albert W.	Maguire, James E.
Bauer, Ralph S.	Mahoney, John J.
Begley, John S.	Mancovitz, David
Bicknell, Wallace H.	Mansfield, John J.
Bigney, Robert E.	Martin, Martin L.
Bodfish, John D. W.	McCarthy, Charles F.
Boucher, Joseph Zoël	McKeon, Francis P.
Boynton, Thomas J.	McLaud, Abner S.
Brackett, John Q. A.	Merrill, George Frye
Brennan, James H.	Michelman, Joseph
Brennan, James J.	Mitchell, John
Broderick, Patrick S.	Moran, William
Bullock, William J.	Moriarty, James T.
Carr, Edward	Morrill, Charles H.
Coleman, George W.	Moynihan, James J.
Corrigan, Robert S.	Murley, Joseph J.
Creamer, Walter H.	Myron, John F.
Creed, James F.	Nestor, Patrick F.
Curtis, Arthur B.	Nutting, Edward H.
Dellinger, Raymond P.	O'Connell, John P.
Donnelly, James P.	O'Connell, Joseph F.
Donoghue, John A.	O'Connor, John D.
Donovan, Daniel R.	Peterson, Patrick
Donovan, James A.	Quincy, Josiah
Douglass, John J.	Quinn, Timothy F.
Driscoll, Dennis D.	Ross, Samuel
Driscoll, Timothy J.	Scigiano, Alfred P.
Finn, E. Philip	Shanahan, William J.
Flaherty, William	Shaw, Michael F.
Flye, Louis Edwin	Shea, John T.
Garland, Francis P.	Sheehan, Christopher A.
Glazier, Frederick P.	Sherburne, Nelson
Good, John P.	Skerrett, Mark N.
Granfield, William J.	Stearns, Harry N.
Graumann, John	Stoeber, Charles
Green, Thomas H.	Sullivan, William H.
Hale, Matthew	Talbot, Harry R.
Harding, Clarence W.	Theller, Ralph L.
Harriman, Arthur N.	Thompson, Edward
Harrington, Patrick H.	Walker, George
Hicks, George H.	Walker, Joseph
Hoitt, Augustus J.	Walsh, David I.
Horgan, Francis J.	Webster, Francis E.
Johnson, Charles R.	Webster, George P.

## NAYS.

Messrs. Adams, Charles Francis	Messrs. Barker, Warren S.
Adams, Scott	Barnes, George L.
Anderson, George W.	Bartlett, Horace I.
Bailey, Charles O.	Bassett, Edmund
Balch, Francis N.	Bates, Sanford
Bangs, Francis R.	Besse, Harold A.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 318), being the unfinished business of the last session, was considered further.

Mr. Anderson of Brookline (Mr. Willett of Norwood being in the chair) withdrew the amendment previously moved by him, there being no objection.

The same member then moved that the resolution be amended by striking out the article of amendment, and inserting in place thereof the following: — "Provision may be made by law to authorize the taking by purchase or otherwise by the commonwealth of foodstuffs, feeds, fuel, ice and other necessities of life, paying reasonable compensation therefor, and the sale of the same to the inhabitants thereof and to any county, city, town or other municipal corporation therein; the governor, with the approval of the council, if he deems that a public exigency exists, may, until otherwise provided by law, exercise the powers hereby granted. Provision may be made by law to authorize municipalities to buy and to sell to their inhabitants the necessities of life and to harvest and to manufacture ice; and to provide for the establishment, maintenance and operation by the commonwealth and by cities and towns of markets, docks, fuel and coal yards, elevators, warehouses, canneries, slaughter houses, cold storage plants and other like means for collecting and converting, selling and distributing the necessities of life. The use of uniform methods of accounting throughout the commonwealth shall be provided for by law for any undertakings under the authority of this article."

Mr. Pillsbury of Wellesley withdrew the amendment previously moved by him, there being no objection.

The same member then moved that the resolution be amended by striking out the article of amendment, and inserting in place thereof the following: —

"The legislature, when and so far as in its judgment a public exigency exists therefor, may provide for the purchase or taking by the commonwealth, paying reasonable compensation therefor, of foods or foodstuffs, feeds, fuel or ice, for sale to its inhabitants or to any county, city or town and resale by such county, city or town to its inhabitants, and in connection therewith may provide for the purchase or taking by the commonwealth, paying reasonable compensation therefor, of the right to occupy and use any building or structure with the machinery or fixtures appurtenant thereto, or any other premises, so far and so long as may be necessary to such purposes. If in the judgment of the governor such public exigency arises when the legislature is not in session, the governor, with the approval of the council, may exercise the authority vested in the legislature by this section until the legislature reconvenes."

## JOURNAL OF THE CONVENTION,

The same member moved that the amendment previously moved by Mr. Edwin U. Curtis of Boston be amended by striking out the words "may authorize the establishment, maintenance and operation by the commonwealth, cities and towns of markets, docks, fuel and coal yards, elevators, warehouses, canneries and slaughter houses", and inserting in place thereof the words "may authorize the commonwealth to purchase or take, paying reasonable compensation therefor, the right to occupy and use any building or structure with the machinery or fixtures appurtenant thereto, or any other premises, so far and so long as may be necessary to such purposes".

On motion of Mr. Walsh of Fitchburg the foregoing amendments were ordered printed as a supplement to the Calendar for to-day.

## Recess.

At two minutes before one o'clock, on motion of Mr. Adams of Quincy (the President having resumed the chair), recess was taken until two o'clock; at which hour the Convention reassembled.

The Secretary announced the temporary absence of the President, and stated that Mr. Washburn of Worcester had been appointed to perform the duties of the Chair.

## Quorum.

Mr. Dutch of Winchester doubted the presence of a quorum. The Chair requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum Mr. Quincy of Boston moved that, upon the expiration of the time allotted for debate, the committee on Public Affairs be granted fifteen minutes. After debate this motion was adopted, by a vote of 112 to 54.

After debate (the President having taken the chair) the amendments previously moved by Messrs. Clapp of Lexington, Bigney of Boston, Quincy of Boston, Balch of Boston and George of Haverhill, the second amendment previously moved by Mr. Williams of Brookline, and the amendment previously moved by Mr. Adams of Quincy were severally withdrawn by those members, there being no objection.

The amendment previously moved by Mr. Brackett of Arlington was rejected, by a vote of 48 to 169.

The amendment previously moved by Mr. Williams of Brookline was also rejected.

The foregoing amendment, moved by Mr. Pillsbury of Wellesley was rejected, by a vote of 96 to 157.

On motion of Mr. Clapp of Lexington the following amendment, previously moved by Mr. Edwin U. Curtis of Boston, was next considered: —

Striking out the article of amendment, and inserting in place thereof the following: —

"The general court, when and so far as in its judgment a public exigency exists therefor and while it continues, may authorize the commonwealth to provide temporary shelter and to take by eminent domain or purchase foodstuffs, fuel and ice, and feed for animals, and to sell the same to the inhabitants thereof or to any county, city, town or other municipal corporation

therein, which may resell the same to their inhabitants; and in connection therewith may authorize the establishment, maintenance and operation by the commonwealth, cities and towns of markets, docks, fuel and coal yards, elevators, warehouses, canneries and slaughter houses. When the general court is not in session, the governor, with the approval of the council, may exercise the authority vested in the general court by this section, until the general court reconvenes."

The amendment of this amendment, moved by Mr. Pillsbury of Wellesley, was rejected.

On the amendment of Mr. Curtis 118 members voted in the affirmative and 143 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Coolidge of Milton; and on the roll call 122 members voted in the affirmative and 156 in the negative, as follows: —

YEAS.

Messrs. Adams, Charles Francis	Messrs. Delano, Robert T.
Adams, Scott	Dellinger, Raymond P.
Anderson, Frederick L.	Doe, Orestes T.
Bailey, Charles O.	Dresser, Frank F.
Balch, Francis N.	Dutch, Charles Frederick
Ballantyne, John	Farnsworth, Frank S.
Bangs, Francis R.	Feiker, William H.
Barker, Warren S.	Forrey, Irving D.
Barnes, Clarence A.	Ferry, James R.
Barnes, George L.	Fitz-Randolph, Reginald T.
Bartlett, Horace I.	Foss, George H.
Batchelder, Albert W.	French, Asa P.
Bergengren, Roy F.	Frost, Archie N.
Bicknell, Wallace H.	Gates, Joseph S.
Bolster, Percy G.	George, Samuel W.
Bosworth, Henry H.	Giddings, Charles
Boyer, Elmer E.	Gleason, Nesbit G.
Brown, Samuel F.	Greenwood, Hamlet S.
Bryant, Lincoln	Hale, Edward R.
Buck, Maurice A.	Hall, Elisha S.
Burns, William A.	Hall, Frederick S.
Buttrick, Allan G.	Hibbard, Charles E.
Chandler, Leonard B.	Hutchings, Henry M.
Chase, Mial W.	Kelley, George W.
Choate, Charles F., Jr.	Kenefick, Thomas W.
Churchill, George B.	Kinney, William S.
Clapp, Robert P.	Kneil, Arthur S.
Clark, Chester W.	Lane, Daniel W.
Codman, James M., Jr.	Linke, Fred R.
Coe, S. Hamilton	Logan, James
Collier, David R.	Look, William J.
Collins, Samuel I.	Loring, Augustus P.
Cook, Benjamin A.	Lowe, Arthur H.
Cook, Rufus H.	Lowell, James A.
Coolidge, Louis A.	Lufkin, Willfred W.
Coombs, Zelotes W.	Lummus, Henry T.
Cox, Guy W.	Lyman, Frank E.
Crafts, Lyman A.	Lynch, John C.
Crosby, J. Howell	MacMaster, Edward A.
Curtis, Edwin U.	Merriam, John M.
Cusick, John F.	Montague, David T.
Dale, George H.	Moore, Charles D. C.
Davis, Elbridge G.	Morton, James M.
Davis, William R.	Parker, Herbert

## JOURNAL OF THE CONVENTION.

authorized by existing law to take possession of, use and employ fuel, and subject to all provisions of existing law relating to the exercise of such authority, and may further enter into any contracts in the name of the commonwealth to secure the production, sale, transportation and delivery of any such commodity, whether within or without the commonwealth, and may further sell and deliver any such commodity to any municipal corporation or county within the commonwealth; and, with the approval of the governor and council, any municipal corporation may enter into a like contract, and may sell and distribute any such commodity to its inhabitants in such manner as may be authorized by the governor and council."

Without action on the amendments, —

At [six minutes after] one o'clock, under the provisions of a standing order, the President declared the Convention adjourned, to meet on Wednesday next at eleven o'clock A.M.

**Messrs.** Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, Charles  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.

**Messrs.** Reidy, Michael J.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigliano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John M.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Smith, Jerome S.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Sweeney, Edward A.  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Turner, Joseph  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Whipple, Sherman L.  
 Whitehead, James  
 Willett, George Franklin  
 Winslow, Guy M.  
 Wonson, Carlton W.

122 yeas; 156 nays.

Therefore the amendment previously moved by Mr. Curtis was rejected.

The amendment moved by Mr. Anderson of Brookline was then adopted; and the resolution, as thus amended (Doc. No. 358), was ordered to a second reading.

At twenty-five minutes after four o'clock, on motion of Mr. Youngman of Boston, the Convention adjourned, to meet tomorrow at half-past ten o'clock A.M.



# JOURNAL OF THE CONVENTION.

WEDNESDAY, September 26, 1917.

Met according to adjournment, at eleven o'clock A.M.

Prayer was offered by Rev. Arcturus Z. Conrad, D.D., of Boston.

## *Extension of Time for Certain Reports.*

On motion of Mr. Hart of Cambridge, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, October 2, in which to report on matters before them.

Reports of  
committees,  
extension of  
time.

## *Submission of Amendments to the People.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, to whom were referred the order providing that, in the event of the deliberations of the Convention not having been concluded on or before the date wherein the ballot for the state election for the year 1917 must be prepared for printing, the committee on Rules and Procedure consider the expediency of the Convention submitting to the people at the coming state election such alterations or amendments of the Constitution as shall be duly authorized and engrossed, — reported recommending the same be adopted in a new draft, as follows: —

Submission of  
amendments  
at the 1917  
state election.

*Ordered*, That only resolutions that have been passed for submission to the people on or before October first next be submitted to the voters at the coming state election.

[Messrs. Whipple of Brookline, Walsh of Fitchburg, Walker of Brookline, Boynton of Everett and Quincy of Boston dissent and recommend an amendment striking out the words "October first", and inserting in place thereof the words "October eighteenth".]

The report was read; and the order was placed in the Orders of the Day for the next session.

## *Absentee Voting on Amendments to be Submitted.*

On motion of Mr. Walsh of Fitchburg, —

*Ordered*, That the committee on Rules and Procedure be requested to report to the Convention as soon as possible, first, whether it is within the power of the Convention to provide for receiving the votes, upon any amendments to the Constitution which may be submitted to the people at the next state election, of any registered voters who are absent upon election day from cities or towns in which they reside on account of being in the

Submission of  
amendments,  
absentee  
voting.

## JOURNAL OF THE CONVENTION,

military or naval service of the United States; and, second, to ascertain and report, if possible, how many registered voters of the Commonwealth are in military service at the cantonment at Ayer, or in other camps in New England, and as to the feasibility and best method of arranging to receive at said cantonment and camps the votes of all such registered voters upon any such proposed amendments.

*Information for Voters on Amendments to be Submitted.*

*Submission of  
amendments,  
— information  
for voters.*

On motion of Mr. Quincy of Boston, —

*Ordered*, That, in order to enable the Convention to provide for mailing seasonably to the voters of the Commonwealth, if it should decide to do so, copies of any proposed amendments to the Constitution which the Convention may vote to submit to the people at the coming state election, or information in relation thereto, the Secretary of the Convention be instructed to procure as soon as possible, either directly or through the Secretary of the Commonwealth, the latest printed lists of registered voters in all of the cities and towns of the Commonwealth, and also to report to the Convention the shortest period within which it would be possible to secure the printing of 650,000 copies of a document containing about twenty-five hundred words and the mailing of the same to all registered voters, together with an estimate of the probable cost of such printing and mailing.

*Discharged from the Orders of the Day.*

*Absentee  
voting.*

On motion of Mr. Buttrick of Lancaster the Resolution to provide for absentee voting (Doc. No. 58) was discharged from the Orders of the Day, under Rule 39. It was read a third time.

The committee on Form and Phraseology reported recommending that the resolution be amended by substituting for the article of amendment the following (see Doc. No. 356): —

"The general court shall have power to provide by law for voting by qualified voters of the commonwealth who, at the time of an election, are absent from the city or town of which they are inhabitants in the choice of any officer to be elected or upon any question to be voted on at such election."

Mr. Pillsbury of Wellesley moved that this amendment be amended as follows: —

By striking out, in the last line, the words "to be voted on", and inserting in place thereof the word "submitted"; and

By striking out, in the first line, the words "general court", and inserting in place thereof the word "legislature".

After debate the first amendment moved by Mr. Pillsbury was adopted; and the second amendment was rejected.

The amendment recommended by the committee on Form and Phraseology, as amended, was then adopted.

The resolution, as thus amended (Doc. No. 357), was then passed to be engrossed.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 318), being the unfinished business of the last session, was considered further.

Mr. Anderson of Brookline (Mr. Willett of Norwood being in the chair) withdrew the amendment previously moved by him, there being no objection.

The same member then moved that the resolution be amended by striking out the article of amendment, and inserting in place thereof the following: — “ Provision may be made by law to authorize the taking by purchase or otherwise by the commonwealth of foodstuffs, feeds, fuel, ice and other necessities of life, paying reasonable compensation therefor, and the sale of the same to the inhabitants thereof and to any county, city, town or other municipal corporation therein; the governor, with the approval of the council, if he deems that a public exigency exists, may, until otherwise provided by law, exercise the powers hereby granted. Provision may be made by law to authorize municipalities to buy and to sell to their inhabitants the necessities of life and to harvest and to manufacture ice; and to provide for the establishment, maintenance and operation by the commonwealth and by cities and towns of markets, docks, fuel and coal yards, elevators, warehouses, canneries, slaughter houses, cold storage plants and other like means for collecting and converting, selling and distributing the necessities of life. The use of uniform methods of accounting throughout the commonwealth shall be provided for by law for any undertakings under the authority of this article.”

Mr. Pillsbury of Wellesley withdrew the amendment previously moved by him, there being no objection.

The same member then moved that the resolution be amended by striking out the article of amendment, and inserting in place thereof the following: —

“ The legislature, when and so far as in its judgment a public exigency exists therefor, may provide for the purchase or taking by the commonwealth, paying reasonable compensation therefor, of foods or foodstuffs, feeds, fuel or ice, for sale to its inhabitants or to any county, city or town and resale by such county, city or town to its inhabitants, and in connection therewith may provide for the purchase or taking by the commonwealth, paying reasonable compensation therefor, of the right to occupy and use any building or structure with the machinery or fixtures appurtenant thereto, or any other premises, so far and so long as may be necessary to such purposes. If in the judgment of the governor such public exigency arises when the legislature is not in session, the governor, with the approval of the council, may exercise the authority vested in the legislature by this section until the legislature reconvenes.”

## JOURNAL OF THE CONVENTION,

The same member moved that the amendment previously moved by Mr. Edwin U. Curtis of Boston be amended by striking out the words "may authorize the establishment, maintenance and operation by the commonwealth, cities and towns of markets, docks, fuel and coal yards, elevators, warehouses, canneries and slaughter houses", and inserting in place thereof the words "may authorize the commonwealth to purchase or take, paying reasonable compensation therefor, the right to occupy and use any building or structure with the machinery or fixtures appurtenant thereto, or any other premises, so far and so long as may be necessary to such purposes".

On motion of Mr. Walsh of Fitchburg the foregoing amendments were ordered printed as a supplement to the Calendar for to-day.

## Recess.

At two minutes before one o'clock, on motion of Mr. Adams of Quincy (the President having resumed the chair), recess was taken until two o'clock; at which hour the Convention reassembled.

The Secretary announced the temporary absence of the President, and stated that Mr. Washburn of Worcester had been appointed to perform the duties of the Chair.

## Quorum.

Mr. Dutch of Winchester doubted the presence of a quorum. The Chair requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum Mr. Quincy of Boston moved that, upon the expiration of the time allotted for debate, the committee on Public Affairs be granted fifteen minutes. After debate this motion was adopted, by a vote of 112 to 54.

After debate (the President having taken the chair) the amendments previously moved by Messrs. Clapp of Lexington, Bigney of Boston, Quincy of Boston, Balch of Boston and George of Haverhill, the second amendment previously moved by Mr. Williams of Brookline, and the amendment previously moved by Mr. Adams of Quincy were severally withdrawn by those members, there being no objection.

The amendment previously moved by Mr. Brackett of Arlington was rejected, by a vote of 48 to 169.

The amendment previously moved by Mr. Williams of Brookline was also rejected.

The foregoing amendment, moved by Mr. Pillsbury of Wellesley was rejected, by a vote of 96 to 157.

On motion of Mr. Clapp of Lexington the following amendment, previously moved by Mr. Edwin U. Curtis of Boston, was next considered:—

Striking out the article of amendment, and inserting in place thereof the following:—

"The general court, when and so far as in its judgment a public exigency exists therefor and while it continues, may authorize the commonwealth to provide temporary shelter and to take by eminent domain or purchase foodstuffs, fuel and ice, and feed for animals, and to sell the same to the inhabitants thereof or to any county, city, town or other municipal corporation

therein, which may resell the same to their inhabitants; and in connection therewith may authorize the establishment, maintenance and operation by the commonwealth, cities and towns of markets, docks, fuel and coal yards, elevators, warehouses, canneries and slaughter houses. When the general court is not in session, the governor, with the approval of the council, may exercise the authority vested in the general court by this section, until the general court reconvenes."

The amendment of this amendment, moved by Mr. Pillsbury of Wellesley, was rejected.

On the amendment of Mr. Curtis 118 members voted in the affirmative and 143 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Coolidge of Milton; and on the roll call 122 members voted in the affirmative and 156 in the negative, as follows: —

YEAS.

Messrs. Adams, Charles Francis	Messrs. Delano, Robert T.
Adams, Scott	Dellinger, Raymond P.
Anderson, Frederick L.	Doe, Orestes T.
Bailey, Charles O.	Dresser, Frank F.
Balch, Francis N.	Dutch, Charles Frederick
Ballantyne, John	Farnsworth, Frank S.
Bangs, Francis R.	Feiker, William H.
Barker, Warren S.	Ferrey, Irving D.
Barnes, Clarence A.	Ferry, James R.
Barnes, George L.	Fitz-Randolph, Reginald T.
Bartlett, Horace I.	Foss, George H.
Batchelder, Albert W.	French, Asa P.
Bergengren, Roy F.	Frost, Archie N.
Bicknell, Wallace H.	Gates, Joseph S.
Bolster, Percy G.	George, Samuel W.
Bosworth, Henry H.	Giddings, Charles
Boyer, Elmer E.	Gleason, Nesbit G.
Brown, Samuel F.	Greenwood, Hamlet S.
Bryant, Lincoln	Hale, Edward R.
Buck, Maurice A.	Hall, Elisha S.
Burns, William A.	Hall, Frederick S.
Buttrick, Allan G.	Hibbard, Charles E.
Chandler, Leonard B.	Hutchings, Henry M.
Chase, Mial W.	Kelley, George W.
Choate, Charles F., Jr.	Kenefick, Thomas W.
Churchill, George B.	Kinney, William S.
Clapp, Robert P.	Kneil, Arthur S.
Clark, Chester W.	Lane, Daniel W.
Codman, James M., Jr.	Linke, Fred R.
Coe, S. Hamilton	Logan, James
Collier, David R.	Look, William J.
Collins, Samuel I.	Loring, Augustus P.
Cook, Benjamin A.	Lowe, Arthur H.
Cook, Rufus H.	Lowell, James A.
Coolidge, Louis A.	Lufkin, Willfred W.
Coombs, Zelotes W.	Lummus, Henry T.
Cox, Guy W.	Lyman, Frank E.
Crafts, Lyman A.	Lynch, John C.
Crosby, J. Howell	MacMaster, Edward A.
Curtis, Edwin U.	Merriam, John M.
Cusick, John F.	Montague, David T.
Dale, George H.	Moore, Charles D. C.
Davis, Elbridge G.	Morton, James M.
Davis, William R.	Parker, Herbert

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Messrs. Parkman, Henry  
 Pillsbury, Albert E.  
 Powers, Samuel L.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Richardson, James P.  
 Rieutord, Louis O.  
 Robbins, Edward J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Sullivan, Edmund G.  
 Sweet, Joseph L.  
 Tatman, Charles T.  
 Thompson, Hubert C.

Messrs. Thompson, John L.  
 Tilton, Rufus H.  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Webster, George P.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Williams, Fred Homer  
 Wilson, William H.  
 Wing, Herbert  
 Wood, Charles J.  
 Youngman, William S.

## NAYS.

Messrs. Adams, Brooks  
 Adams, Smith J.  
 Anderson, George W.  
 Avery, Nathan P.  
 Aylward, James F.  
 Barrett, James T.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bigney, Robert E.  
 Blackmur, Paul R.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bouvé, Walter L.  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brackett, John Q. A.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Coleman, George W.  
 Coogan, Clement F.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Craven, John H.  
 Creamer, Walter H.  
 Creed, James F.  
 Crossley, William Cyril  
 Cummings, John W.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, James A.

Messrs. Donovan, Thomas F.  
 Doran, James P.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Fisher, Edward  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Fraser, Eugene B.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Granfield, William J.  
 Graumann, John  
 Green, Thomas H.  
 Hale, Matthew  
 Hall, Isaac Freeman  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hicks, George H.  
 Hobbs, Clarence W., Jr.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Jones, George R.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Knotts, J. Franklin  
 Lane, Dwight F.  
 Langelier, Louis F. R.  
 Larson, Charles G.  
 Leboeuf, Telephore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Luce, Robert  
 Maguire, James E.

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Messrs. Mahoney, John J.  
Mancovitz, David  
Mansfield, John J.  
Martin, Martin L.  
McCarthy, Charles F.  
McCormack, John W.  
McKeon, Francis P.  
McLaud, Abner S.  
Merrill, George Frye  
Michelman, Joseph  
Mitchell, Charles  
Mitchell, John  
Moran, William  
Moriarty, James T.  
Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Peirce, Albion G.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Ray, Herbert L.

Messrs. Reidy, Michael J.  
Ross, Samuel  
Sawyer, Roland D.  
Scigliano, Alfred P.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John M.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Skerrett, Mark N.  
Smith, Jerome S.  
Stoeber, Charles  
Sullivan, Joseph M.  
Sullivan, Michael A.  
Sullivan, William H.  
Sullivan, William J.  
Sweeney, Edward A.  
Talbot, Harry R.  
Theller, Ralph L.  
Thompson, Edward  
Turner, Joseph  
Twomey, John C.  
Walker, George  
Walker, Joseph  
Walsh, David I.  
Webster, Francis E.  
Whipple, Sherman L.  
Whitehead, James  
Willett, George Franklin  
Winslow, Guy M.  
Wolson, Carlton W.

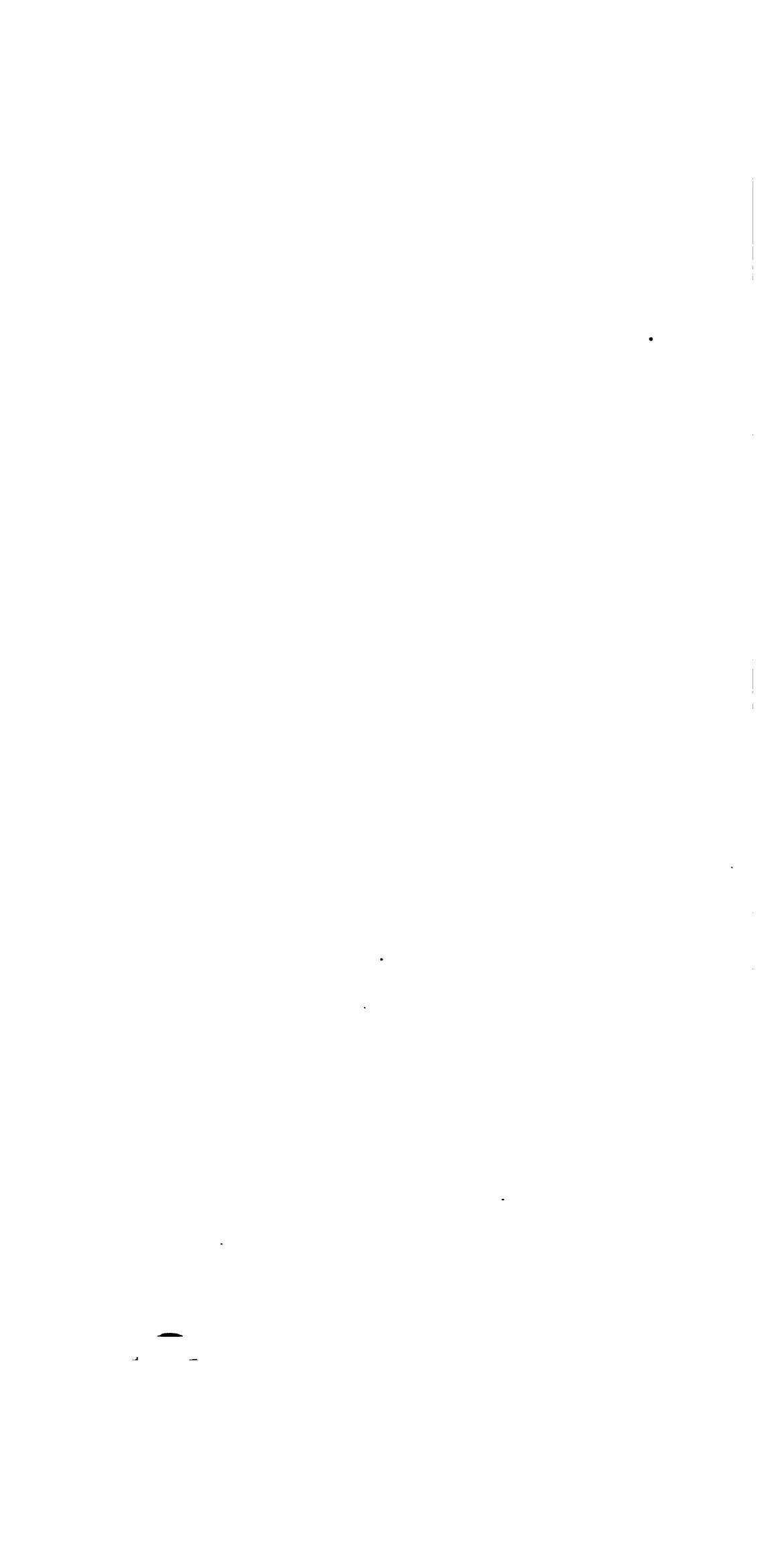
122 yeas; 156 nays.

Therefore the amendment previously moved by Mr. Curtis was rejected.

The amendment moved by Mr. Anderson of Brookline was then adopted; and the resolution, as thus amended (Doc. No. 358), was ordered to a second reading.

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At twenty-five minutes after four o'clock, on motion of Mr. Youngman of Boston, the Convention adjourned, to meet tomorrow at half-past ten o'clock A.M.



# JOURNAL OF THE CONVENTION.

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THURSDAY, September 27, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Horace Blake Williams of Lynn.

## *Leave of Absence.*

On motion of Mr. Coolidge of Milton, —

*Ordered*, That Mr. Hale of Boston be granted leave of absence, Matthew Hale. under Rule 13, for the week beginning Tuesday, October 2, on account of business and professional engagements.

## *Engrossed Resolution.*

The engrossed Resolution to provide for absentee voting Absentee voting. (see Doc. No. 357) was laid before the Convention; and the President stated that it would be placed in the Orders of the Day for the next session.

## *Adjournment from October 26 to June 11.*

The consideration of the following order, offered by Mr. Avery of Holyoke, was postponed until the next session, at the request of Mr. Washburn of Middleborough: —

*Ordered*, That the Convention continue in session until the fourth Friday of October next, and that it then adjourn until the second Tuesday of June in the year 1918. Adjournment from October 26 to June 11.

## *Manner of Submitting Amendments.*

The consideration of the following order, offered by Mr. Washburn of Middleborough, was postponed until the next session, at the request of Mr. Buttrick of Lancaster: —

*Ordered*, That the committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution, sitting jointly be requested to report an order directing the manner in which the several proposals to amend the Constitution, duly passed by this Convention, shall be submitted to the people for their ratification and adoption at the regular state election to be held on November 6 next. Manner of submitting amendments to the people.

## *Procedure in Committee of the Whole.*

Mr. Walker of Brookline moved that the following program for debating and voting upon the Resolution to provide for establishing the initiative and referendum (Doc. No. 335), having been agreed upon by a majority and minority of the committee on the Initiative and Referendum, be approved by the Convention: —

Mr. Walker,  
— program for  
debating and  
voting on the  
initiative and  
referendum.

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1. On Thursday, October 4, at 3.30 P.M., the Committee of the Whole shall, without opposition from either side, [A] report the resolution to the Convention as it stands amended at that time.

2. The resolution shall, without amendment or opposition, take its second reading at or before 11 A.M. on Friday, October 5.

3. All amendments shall be proposed on Friday, October 5, and ordered to be printed.

4. Debate upon ordering the resolution to a third reading shall end at 1 P.M. on Tuesday, October 9, and after the recess voting upon amendments shall begin. In case the voting upon amendments is not completed Tuesday it shall continue Wednesday, October 10, until the voting upon amendments is completed. The vote upon ordering the resolution to a third reading, as amended, shall be taken on Thursday, October 11, when reached.

5. If the resolution is ordered to a third reading the committee on Form and Phraseology shall be given until Tuesday, October 16, and shall report in print at 10.30 A.M. on that day.

6. On Thursday, October 11, while the resolution is in the hands of the committee on Form and Phraseology, a vote shall be taken, at or before 3 P.M., upon a motion to place the resolution upon the ballot at the election to be held November 6, 1917, if the resolution is finally passed to be submitted to the people.

7. Upon the question of passing the resolution to be engrossed debate shall end at 12 o'clock on Tuesday, October 16, and a vote taken.

8. If the resolution is passed to be engrossed, then, on the question of submitting the resolution to the people, debate shall end at 11.30 A.M. Wednesday, October 17, and a vote taken.

This program shall be carried out if possible; but if any change is made by agreement or otherwise, arrangements shall be made so that, in any event, the final vote upon submission to the people shall be taken not later than Thursday, October 18.

Mr. Washburn,  
—point of  
order.

Mr. Washburn of Worcester raised the point of order that the motion of Mr. Walker could not properly be entertained, as it was in conflict with Rule 28 of the Convention.

Mr. Sawyer,  
—substitute  
motion.

Pending the decision of the President on the point of order Mr. Sawyer of Ware moved that the motion of Mr. Walker be amended by the substitution of the following: —

"That on Friday, September 28, at 12.50 o'clock P.M., the Committee of the Whole be discharged from further consideration of the Resolution to provide for establishing the initiative and referendum (Doc. No. 335), and that the same be placed first in the Orders of the Day for Tuesday, October 2; that the order of procedure in debate and voting shall be the same as at present ordered in Committee of the Whole, viz.: that the mover of any amendment be allowed ten minutes, with twenty minutes for general debate, and five minutes each be allowed to a member of the minority and a member of the majority of the committee on Initiative and Referendum; and that no amendment not in the hands of the Secretary on Friday, September 28, shall be considered except by a two-thirds vote of the Convention."

THURSDAY, SEPTEMBER 27, 1917.

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Mr. Cox of Boston moved that the pending motions be referred to the committee on Rules and Procedure; and this motion, after debate, was negatived.

Mr. Underhill of Somerville moved that the motion of Mr. Walker be referred to the committee on Initiative and Referendum, with instructions to report at the opening of the session to-morrow. After debate this motion was negatived, by a vote of 130 to 142.

Mr. Saunders of Clinton moved that the motion of Mr. Walker be amended by inserting before the word "report", at "A", the words "vote upon the question to".

Mr. Lummus of Lynn moved that the pending motions be referred to the committee on Initiative and Referendum, with instructions to report at two o'clock P.M. to-day.

Mr. Lomasney of Boston raised the point of order that this motion was not in order, being substantially the same as a motion already defeated. The President declared the point of order well taken.

Mr. Pillsbury of Wellesley raised the point of order that the motion of Mr. Walker could not properly be considered, being in conflict with various rules of the Convention. The President declared the point of order well taken.

Mr. Sawyer of Ware then renewed, as an original motion, the motion previously made by him as an amendment of the motion of Mr. Walker.

At thirteen minutes after twelve o'clock Mr. Richardson of Newton moved that the Convention take a recess until two o'clock.

Recess.

After debate, the previous question having been ordered, on motion of Mr. Hall of North Adams, the question was put on the motion of Mr. Richardson, and 182 members voted in the affirmative and 64 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Lomasney of Boston; and on the roll call 170 members voted in the affirmative and 95 in the negative, as follows: —

YEAS.

Messrs. Adams, Brooks  
Adams, Scott  
Adams, Smith J.  
Anderson, Frederick L.  
Anderson, George W.  
Avery, Nathan P.  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Batchelder, Albert W.  
Bauer, Ralph S.  
Bergengren, Roy F.

Messrs. Besse, Harold A.  
Bicknell, Wallace H.  
Blackmur, Paul R.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyden, Frank L.  
Boyer, Elmer E.  
Boynton, Thomas J.  
Brackett, John Q. A.  
Brine, Henry C.  
Brooks, George F.  
Brown, Samuel F.  
Bruce, Charles  
Buck, Maurice A.  
Burns, William A.  
Buttrick, Allan G.

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Messrs. Chase, Mial W.	Messrs. Kneil, Arthur S.
Choate, Charles F., Jr.	Knotts, J. Franklin
Churchill, George B.	Lane, Daniel W.
Clapp, Robert P.	Lane, Dwight F.
Clark, Chester W.	Langelier, Louis F. R.
Codman, James M., Jr.	Larson, Charles G.
Coe, S. Hamilton	Leboeuf, Telesphore
Collier, David R.	Leonard, Joseph J.
Coogan, Clement F.	Linke, Fred R.
Cook, Benjamin A.	Logan, James
Cook, Rufus H.	Look, William J.
Coolidge, Louis A.	Loring, Augustus P.
Cooney, Charles P.	Love, Joseph A.
Costello, Francis M.	Lowe, Arthur H.
Cox, Guy W.	Luce, Robert
Crafts, Lyman A.	Lufkin, Willfred W.
Creamer, Walter H.	Lummus, Henry T.
Crosby, J. Howell	Lynch, John C.
Crossley, William Cyril	McLaud, Abner S.
Cummings, John W.	Merriam, John M.
Curtis, Edwin U.	Michelman, Joseph
Cusick, John F.	Mitchell, Charles
Dale, George H.	Montague, David T.
Davis, Elbridge G.	Morton, James M.
Davis, William R.	Myron, John F.
Delano, Robert T.	Nutting, Edward H.
Dellinger, Raymond P.	Parker, George S.
Doe, Orestes T.	Parker, Herbert
Donovan, James A.	Parkman, Henry
Douglass, John J.	Pillsbury, Albert E.
Dresser, Frank F.	Powers, Samuel L.
Dutch, Charles Frederick	Putnam, Harry B.
Farnsworth, Frank S.	Quincy, Josiah
Ferrey, Irving D.	Ray, Herbert L.
Ferry, James R.	Richardson, Edward A.
Fisher, Edward	Richardson, James P.
Flye, Louis Edwin	Rieutord, Louis O.
Flynn, Maurice R.	Robinson, George H.
Fraser, Eugene B.	Ross, Samuel
French, Asa P.	Saunders, Amos T.
Frost, Archie N.	Shattuck, Josiah B.
Garland, Francis P.	Shea, John M.
Gates, Joseph S.	Shea, John T.
Gaylord, Henry E.	Smith, Jerome S.
George, Samuel W.	Smith, Rutherford E.
Gleason, Neabit G.	Sparrell, Ernest H.
Graumann, John	Stearns, Harry N.
Greenwood, Hamlet S.	Sullivan, Edmund G.
Hale, Edward R.	Sweeney, Edward A.
Hale, Matthew	Sweet, Joseph L.
Hall, Elisha S.	Swig, Louis
Hall, Frederick S.	Tatman, Charles T.
Hall, Isaac Freeman	Thompson, Hubert C.
Harrington, Patrick H.	Thompson, John L.
Hibbard, Charles E.	Tilton, Rufus H.
Hobbs, Clarence W., Jr.	Turner, Joseph
Hoitt, Augustus J.	Underhill, Charles L.
Hutchings, Henry M.	Walcott, Robert
Jones, George R.	Walker, Joseph
Kelley, George W.	Walsh, David I.
Kenefick, Thomas W.	Washburn, Albert H.
Kerr, Alexander	Washburn, Charles G.
Kilbon, John L.	Waterman, George B.
Kinney, William S.	Webster, Francis E.

THURSDAY, SEPTEMBER 27, 1917.

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Messrs. Wellman, Arthur Holbrook  
Wheeler, William  
Whittier, Eugene P.  
Williams, Fred Homer

Messrs. Wing, Herbert  
Winslow, Guy M.  
Wood, Charles J.  
Youngman, William S.

NAYS.

Messrs. Aylward, James F.  
Barrett, James T.  
Begley, John S.  
Bigney, Robert E.  
Bodfish, John D. W.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Brennan, James H.  
Brennan, James J.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bullock, William J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Coleman, George W.  
Collins, Samuel I.  
Coombs, Zelotes W.  
Corrigan, Robert S.  
Coughlan, William J.  
Creed, James F.  
Daley, Peter  
Daly, John W.  
Delaney, Louis F.  
Derbyshire, James H.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, Thomas F.  
Doran, James P.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Feiker, William H.  
Finn, E. Philip  
Fitz-Randolph, Reginald T.  
Flaherty, William  
Foss, George H.  
Gallagher, Daniel J.  
Gartland, John J.  
Glazier, Frederick P.  
Good, John P.  
Granfield, William J.  
Green, Thomas H.  
Harding, Clarence W.  
Harriman, Arthur N.  
Hawley, Truman R.  
Johnson, Charles R.

Messrs. Kelley, Thomas R.  
Lomasney, Martin M.  
Lyman, Frank E.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
Mansfield, John J.  
Martin, Martin L.  
McCarthy, Charles F.  
McCormack, John W.  
McKeon, Francis P.  
Merrill, George Frye  
Mitchell, John  
Moran, William  
Moriarty, James T.  
Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quinn, Timothy F.  
Reidy, Michael J.  
Sawyer, Roland D.  
Scigliano, Alfred P.  
Shanahan, William J.  
Shaw, Michael F.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Skerrett, Mark N.  
Sullivan, Joseph M.  
Sullivan, Michael A.  
Sullivan, William H.  
Talbot, Harry R.  
Theller, Ralph L.  
Thompson, Edward  
Twomey, John C.  
Walker, George  
Webster, George P.  
Whitehead, James  
Wonson, Carlton W.

170 yeas; 95 nays.

Accordingly, at four minutes before one o'clock, a recess was taken until two o'clock; at which hour the Convention re-assembled.

Mr. Buttrick of Lancaster doubted the presence of a quorum. Quorum. The President requested the Sergeant-at-Arms to secure the attendance of a quorum.

## JOURNAL OF THE CONVENTION,

Mr. Cummings,  
substitute  
motion. On the appearance of a quorum Mr. Cummings of Fall River moved that the motion of Mr. Sawyer be amended by the substitution of the following: —

"That the Committee of the Whole be directed to report forthwith to the Convention the Resolution to provide for establishing the initiative and referendum (Doc. No. 335), as amended by the Committee."

After debate, the previous question having been ordered, on motion of Mr. Delaney of Holyoke, the amendment moved by Mr. Cummings was adopted. The motion of Mr. Sawyer, as thus amended, was then adopted.

*Committee of the Whole.*

Committee of  
the Whole. On motion of Mr. Cummings of Fall River the Convention resolved itself into Committee of the Whole, for the purpose of considering the matters on its Docket.

The President appointed Mr. Cummings to take the chair.

Subsequently Mr. Cummings, for the Committee, reported the Resolution to provide for establishing the initiative and referendum (Doc. No. 335) in its amended form (Doc. No. 359).

The resolution was read; and it was placed in the Orders of the Day for the next session, the question being on ordering it to a second reading.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The following order was recommitted to the committee on Rules and Procedure, on motion of Mr. Luce of Waltham: —

*Ordered*, That only resolutions that have been passed for submission to the people on or before October first next be submitted to the voters at the coming state election.

The Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 358) was read a second time.

Mr. Dutch of Winchester moved that the resolution be amended as follows: —

By inserting at the beginning of the article of amendment the words "When and so far as a public exigency exists therefor and while it continues":

By striking out, in lines 8 to 12, inclusive, the words "the governor, with the approval of the council, if he deems that a public exigency exists, may, until otherwise provided by law, exercise the powers hereby granted. Provision may be made by law", and inserting in place thereof the word "and"; and

By inserting after the word "life.", in line 20, the words "When the general court is not in session the governor, with the approval of the council, may, until otherwise provided by law, exercise the powers hereby granted."

After debate Mr. Quincy of Boston moved that the resolution be amended as follows: —

Submission of  
amendments  
at the 1917  
state election.

Necessities  
of life, —  
acquirement,  
sale and  
distribution.  
Mr. Dutch, —  
amendments.

Mr. Quincy, —  
amendments.

By striking out, in lines 3 and 4, the words "Provision may be made by law to authorize the taking by purchase or otherwise by the commonwealth of", and inserting in place thereof the words "The commonwealth may be authorized by law to contract for or to take by purchase or otherwise";

By striking out, in line 6, the words "the sale of", and inserting in place thereof the words "to sell";

By inserting after the word "therein", in line 8, the words ", also to provide temporary shelter"; and

By inserting after the word "converting,", in line 19, the words "preserving, storing".

Mr. Richardson of Newton moved that the resolution be <sup>Mr. Richardson,  
son, —  
amendments.</sup> amended as follows:—

By striking out, in line 5, the comma after the word "fuel", and inserting in place thereof the word "and";

By striking out, in line 5, the words "and other necessities of life"; and

By striking out, in lines 13 and 14, and in line 20, the words "the necessities of life", and inserting in place thereof, in each instance, the words "foodstuffs, feeds, fuel and ice".

After further debate, and without action on the amendments,—

At five minutes before four o'clock, on motion of Mr. Richardson, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

**COMMITTEE OF THE WHOLE.****JOURNAL OF THE COMMITTEE OF THE WHOLE.**

**THURSDAY, September 27, 1917.**

**Mr. Cummings of Fall River in the chair.**

Initiative and  
referendum.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 335, amended) was considered further.

Mr. Parker of Lancaster moved that, pursuant to instructions of the Convention, the resolution, as amended, be reported to the Convention; and this motion prevailed.

On motion of the same member the Committee then rose.

## JOURNAL OF THE CONVENTION.

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FRIDAY, September 28, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Adelbert L. Hudson, D.D., of Quincy.

*Compensation of Charles S. Bird, Jr.*

On motion of Mr. Powers of Newton, —

*Ordered*, That the compensation of Charles S. Bird, Jr., for attendance be allowed from the beginning of the Convention. Charles S. Bird, Jr., — compensation.

*Discharge of the Committee of the Whole.*

Mr. Edwin U. Curtis of Boston moved that the Committee of the Whole be discharged from the consideration of the Resolution relative to universities and colleges and to the encouragement of literature (Doc. No. 309), and that the same be placed first in the Orders of the Day for Tuesday, October 2. Universities, colleges and encouragement of literature.

After debate, the previous question having been ordered, on motion of Mr. Lowe of Fitchburg, the motion of Mr. Curtis was adopted.

*Printing of a Bulletin.*

The following order, offered by Mr. Quincy of Boston, was referred, under the provisions of a standing order, to the committee on Rules and Procedure: —

*Ordered*, That the bulletin on "Statutory Powers and Duties of the Governor and Council", prepared by the commission appointed to compile information and data for the Convention, be printed as a Convention document. "Statutory Powers and Duties of the Governor and Council."

*Adjournment from October 26 to June 11.*

The following order, offered by Mr. Avery of Holyoke, the consideration of which was postponed from the last session, was considered: —

*Ordered*, That the Convention continue in session until the fourth Friday of October next, and that it then adjourn until the second Tuesday of June in the year 1918. Adjournment from October 26 to June 11.

After debate Mr. Chandler of Somerville moved the previous question.

Mr. Sullivan of Salem raised the point of order that the order was in conflict with Rule 45. The President declared the point of order well taken. Point of order.

Mr. Avery of Holyoke moved that Rule 45 be suspended, so that the same order might again be considered. After debate the rule was suspended, by a vote of 161 to 54.

## JOURNAL OF THE CONVENTION,

Mr. Luce of Waltham then moved that the order be referred to the committee on Rules and Procedure. After debate this motion was adopted, by a vote of 162 to 32.

*Manner of Submitting Amendments.*

The following order, offered by Mr. Washburn of Middleborough, the consideration of which was postponed from the last session, was adopted:—

Manner of  
submitting  
amendments  
to the people.

*Ordered*, That the committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution, sitting jointly, be requested to report an order directing the manner in which the several proposals to amend the Constitution, duly passed by this Convention, shall be submitted to the people for their ratification and adoption at the regular state election to be held on November 6 next.

Mr. Luce of Waltham, for the committee on Rules and Procedure, to whom was recommitted the order providing that only resolutions that have been passed for submission to the people on or before October first next be submitted to the voters at the coming state election, reported recommending that the same ought to pass in a new draft, as follows:—

Absentee  
voting.

*Ordered*, That the Secretary of the Convention transmit to the Secretary of the Commonwealth the engrossed Resolution relative to absentee voting (see Doc. No. 357), and that the Secretary of the Commonwealth place upon the ballot at the coming state election the question of the adoption of the amendment embodied in said resolution.

The report was read; and the order was placed in the Orders of the Day for the next session.

*Discharged from the Orders of the Day.*

Id.

On motion of Mr. Buttrick of Lancaster the engrossed Resolution to provide for absentee voting (see Doc. No. 357) was discharged from the Orders of the Day and considered. The Convention then voted to submit the resolution to the people.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Necessities  
of life, —  
acquirement,  
sale and  
distribution.

Mr. Richard-  
son, —  
amendment.

The Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 358), being the unfinished business of the last session, was considered further.

Mr. Richardson of Newton moved that the resolution be amended by adding at the end thereof the words " ; and all offices and positions created in connection with any such undertakings shall be filled in accordance with the laws and regulations governing the classified civil service of the commonwealth and its municipalities".

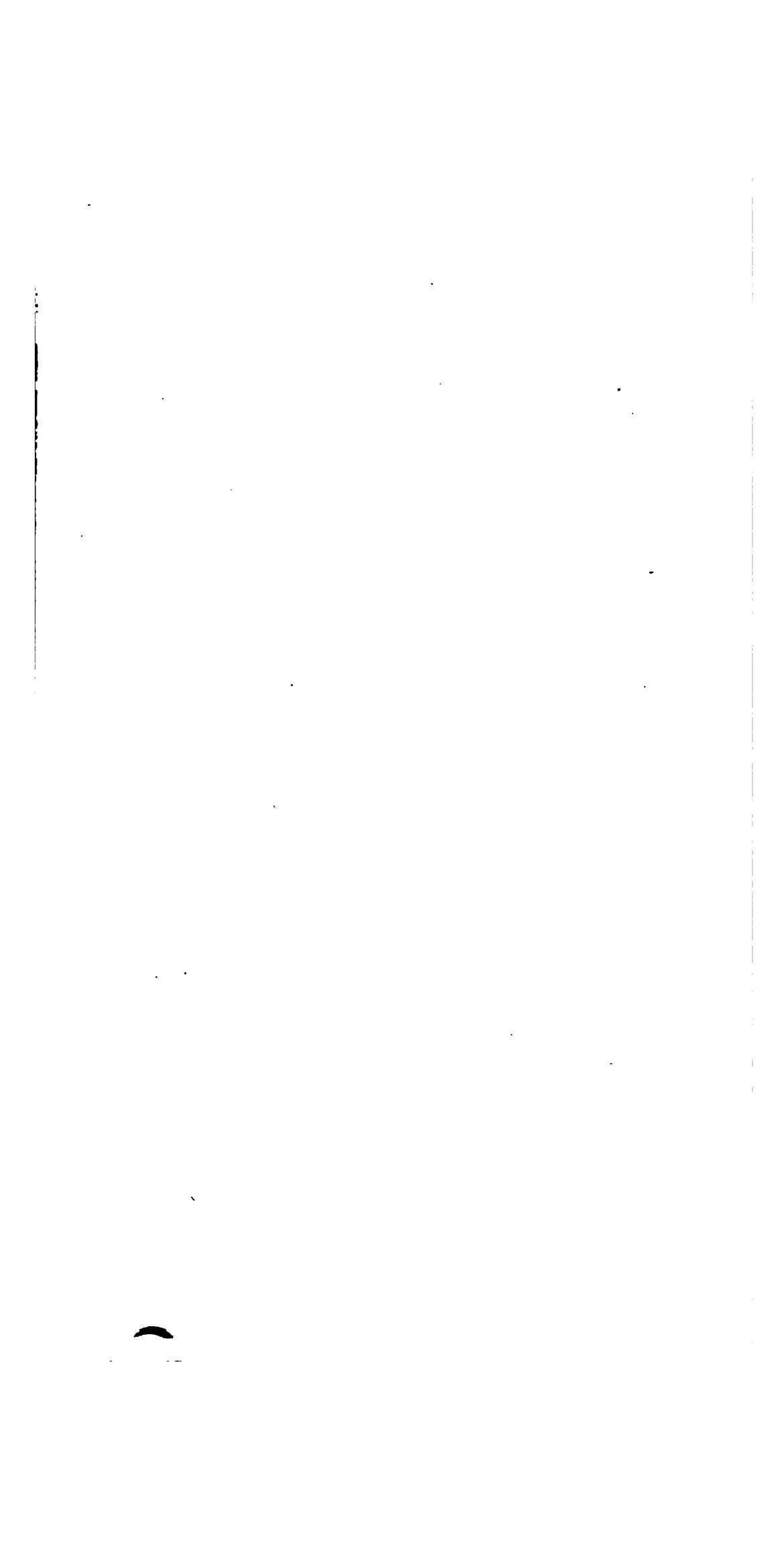
Mr. Edwin U. Curtis of Boston moved that the resolution be <sup>Mr. Curtis, —</sup> amended by striking out the article of amendment, and inserting <sup>amendment.</sup> in place thereof the following: —

"In time of emergencies and distress provision may be made by law, while such emergencies and distress continue, to authorize the commonwealth to provide temporary shelter and to take by eminent domain, or to purchase in any market foodstuffs, medicines, fuel, ice, clothing, boots and shoes, and feed for animals, and to sell the same to the inhabitants thereof, to the inhabitants of other states, or to any county, city, town or other municipal corporation in this Commonwealth, which may resell the same to their inhabitants, and in connection therewith may authorize the establishment, maintenance and operation by the Commonwealth, cities and towns of markets, docks, fuel and coal yards, elevators, warehouses, canneries and slaughter houses. When the legislature is not in session, the governor, with the approval of the council, may exercise the authority vested in the legislature by this section until the legislature reconvenes and acts."

After debate, and without action on the amendments, —

Adjourn-  
ment.

At three minutes before one o'clock, on motion of Mr. Parker of Lancaster, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.



# JOURNAL OF THE CONVENTION.

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TUESDAY, October 2, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

## *Extension of Time for Certain Reports.*

On motion of Mr. Doran of New Bedford, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, October 9, in which to report on matters before them. Reports of committees, — extension of time.

## *Leave of Absence.*

On motion of Mr. Boyer of Lynn, —

*Ordered*, That Mr. Hall of North Adams be granted leave of Isaac Freeman Hall absence, under Rule 13, for one week from Tuesday, October 2, for urgent personal reasons.

On motion of Mr. Shaw of Revere, —

*Voted*, That Mr. Curtis of Revere be granted leave of absence, Arthur B. Curtis under Rule 13, because of illness.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 358), being the unfinished business of the last session, was considered further, the main question being on ordering it to a third reading. Necessities of life, — acquirement, sale and distribution.

Mr. Lomasney of Boston moved that the resolution be amended by striking out the article of amendment, and inserting in place thereof the following: —

"The maintenance, at reasonable rates, of a sufficient supply of food and other common necessaries of life, and of shelter, during times of war, emergency or distress, is a public function and it shall be the duty of the commonwealth and of the cities and towns therein, whenever the public exigencies require, to take and to provide the same for their inhabitants in such manner as the legislature shall determine."

After debate Mr. Cummings of Fall River moved that the amendment previously moved by Mr. Dutch of Winchester be amended by striking out the words proposed to be inserted at the beginning of the article of amendment, and inserting in place thereof the words "Whenever the public exigencies require". Mr. Cummings; — amendment.

## JOURNAL OF THE CONVENTION,

100,000 daily with extra help and overtime work, and that the minimum time for addressing and mailing 650,000 pamphlets, with extra help, working nights and on Sunday, is one week.

With all these operations in process at the same time, and allowing the mailing company at least three days to complete the addressing and mailing, a total of twenty-one days would be required.

*Special Assignment.*

Necessities  
of life, —  
acquirement,  
sale and  
distribution.

Quorum.

At nineteen minutes before eleven o'clock the special assignment was considered, being the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 358), the main question being on ordering it to a third reading.

Mr. Hobbs of Worcester asked for a count of the Convention, to ascertain if a quorum was present. A count showed that 111 members were present.

Soon afterwards Mr. Parkman of Boston moved that the roll of the Convention be called, to ascertain if a quorum was present; and this motion prevailed.

The roll was then called; and 204 members answered to their names, as follows: —

Messrs. Adams, Brooks  
Adams, Smith J.  
Anderson, Frederick L.  
Anderson, George W.  
Avery, Nathan P.  
Aylward, James F.  
Bailey, Charles O.  
Bangs, Francis R.  
Barnes, George L.  
Barrett, James T.  
Bartlett, Horace I.  
Bassett, Edmund  
Batchelder, Albert W.  
Bates, John L.  
Bauer, Ralph S.  
Blackmur, Paul R.  
Bodfish, John D. W.  
Bosworth, Henry H.  
Bouher, Joseph Zoël  
Boyden, Frank L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Broderick, Patrick S.  
Brown, E. Gerry  
Brown, Samuel F.  
Bruce, Charles  
Bryant, Lincoln  
Buck, Maurice A.  
Bullock, William J.  
Burns, William A.  
Burrell, Fred J.  
Buttrick, Allan G.  
Callahan, Timothy F.  
Chandler, Leonard B.  
Chase, Mial W.  
Churchill, George B.  
Clapp, Robert P.

Messrs. Clark, Ezra W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Coleman, George W.  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Coombs, Zelotes W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Crafts, Lyman A.  
Craven, John H.  
Creamer, Walter H.  
Creed, James F.  
Crosby, J. Howell  
Cummings, John W.  
Curtis, Charles P., Jr.  
Curtis, Edwin U.  
Curtiss, Elmer L.  
Cusick, John F.  
Dale, George H.  
Dean, Robert A.  
Delano, Robert T.  
Dellinger, Raymond P.  
Derbyshire, James H.  
Donnelly, James P.  
Donovan, Daniel R.  
Dresser, Frank F.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Ferrey, Irving D.  
Ferry, James R.

said necessities of life. When the legislature is not in session, the governor, with the approval of the council, may until otherwise provided by law exercise the powers hereby authorized. The use of uniform methods of accounting throughout the commonwealth shall be provided by law for any undertakings under the authority of this article."

Mr. Loring of Beverly moved that the resolution be amended by striking out the article of amendment, and inserting in place thereof the following: —

"SECTION 1. Provision may be made by law whereby the commonwealth, or any political division thereof, may at any time contract for, or take by purchase or otherwise, upon payment of a reasonable compensation therefor, foodstuffs, feeds, fuel, ice, and in a time of public emergency any other necessary of life, — and may sell the same to inhabitants of the commonwealth, or to any county, city, or town, or other municipal corporation therein; and may establish, maintain and operate markets, docks, fuel and coal yards, elevators, warehouses, canneries, slaughter houses, ice houses, cold storage plants, and other similar means for collecting, preserving, converting, selling or distributing the same.

"SECTION 2. The existence of a public emergency within the meaning of this article shall be determined by the general court, or, if it is not in session, by the governor and council.

"SECTION 3. Provision shall be made by law for the use throughout the commonwealth of uniform methods of accounting in the conduct of any undertaking carried on under the authority of this article."

Mr. Coolidge of Milton moved that the resolution be amended by striking out, in lines 13 and 14, the words "to buy and to sell to their inhabitants the necessities of life and".

Mr. Lowe of Fitchburg moved that the resolution be amended by inserting before the word "collecting", in line 19, the word "producing".

Mr. Montague of Boston moved that the resolution be amended by striking out, in lines 3 and 12, the words "Provision may be made by law", and inserting in place thereof, in each instance, the words "The general court may".

Mr. Luce of Waltham moved that the resolution be amended by striking out the article of amendment, and inserting in place thereof the following: —

"The general court may determine what is a public use."

The motion of Mr. Dutch, that the further consideration of the resolution be postponed until to-morrow and be specially assigned for consideration at 10.30 o'clock A.M., was then adopted.

The Resolution relative to universities and colleges and to the encouragement of literature (Doc. No. 309) was considered, the question being on ordering it to a second reading.

After debate (Mr. Coolidge of Milton being in the chair) Mr. Kenny of Boston moved that the resolution be amended, in section 2, by striking out, in line 10, the word "higher", and inserting in place thereof the words "all schools and"; and by inserting after the word "towns", in line 12, the words "and cities".

## Recess.

After further debate Mr. Blackmur of Quincy moved that the Convention take a recess until two o'clock; and this motion prevailed. Accordingly, at two minutes before one o'clock, recess was declared (Mr. Coolidge being in the chair) until two o'clock; at which hour the Convention reassembled.

## Quorum.

Mr. O'Connell of Boston doubted the presence of a quorum. The President requested the Sergeant-at-Arms to secure the attendance of a quorum.

Mr. Mansfield,  
—amendment.

On the appearance of a quorum, and after debate, Mr. Mansfield of Boston moved that the resolution be amended as follows: —

In section 1, by striking out, in lines 1, 2 and 3, the words "our wise and pious ancestors, so early as the year one thousand six hundred and thirty-six, laid the foundation of Harvard College, and whereas"; by striking out, in line 3, the word "later"; by striking out, in line 5, the word "other"; and by striking out, in lines 14 and 15, the words "the President and Fellows of Harvard College, in their corporate capacity, and";

In section 2, by striking out, in line 2, the word "being", and inserting in place thereof the word "are";

By striking out, in lines 9 and 10, the words "the university at Cambridge";

By striking out, in line 10, the word "other";

By striking out, in line 11, the word "public", and inserting in place thereof the word "and";

By striking out, in the same line, the words "and grammar schools"; and

By inserting before the word "towns", in line 12, the word "cities and".

Previous  
question.Mr. Clapp, —  
amendment.

Mr. Bauer of Lynn moved the previous question.

Mr. Clapp of Lexington, there being no objection, moved that the resolution be amended, in section 2, by inserting in line 20, after the word "shall", the words ", save as otherwise and elsewhere provided in the constitution".

After debate the motion of Mr. Bauer was negatived, by a vote of 35 to 139.

Mr. Cummings,  
—amendment.

Mr. Cummings of Fall River moved that the resolution be amended, in section 2, by striking out, in lines 23 to 26, inclusive, the words "insure a complete and efficient system of education which will afford to every one opportunity for full mental, physical, and moral development, and will aid and encourage all to become unselfish and loyal citizens", and inserting in place thereof the words "promote and encourage the principles of humanity, education, general benevolence and public and private charity".

After further debate, and without action on the amendments,—

At four minutes after four o'clock, on motion of Mr. Winslow of Newton, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

# JOURNAL OF THE CONVENTION.

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WEDNESDAY, October 3, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Mgr. Michael J. Splaine of Boston.

## *Leave of Absence.*

On motion of Mr. Worcester, —

*Voted*, That Mr. Coolidge of Milton be granted leave of absence, under Rule 13, because of duties in connection with business for the national government. Louis A. Coolidge.

## *Attendance of Delegates Equivalent to Court Engagements.*

On motion of Mr. Kenny of Boston, —

*Resolved*, That the courts of the Commonwealth be respectfully requested to make the attendance of delegates of the Convention to be equivalent to a court engagement by such delegates. Courts, — engagement of delegates of the Convention.

## *Information for Voters on Amendments to be Submitted.*

The following communication, received from the Secretary of the Convention, was referred to the committee on Rules and Procedure, on motion of Mr. Washburn of Worcester: —

In compliance with the provisions of the order adopted September 26, directing the Secretary of the Convention to procure as soon as possible the latest printed lists of registered voters in all of the cities and towns of the Commonwealth, and also to report to the Convention the shortest period within which it would be possible to secure the printing of 650,000 copies of a document containing about twenty-five hundred words, the mailing of the same to all registered voters, and an estimate of the probable cost of such printing and mailing, — the following report is submitted: —

A request has been sent to the clerk of each city and town of the Commonwealth for copies of its latest voting list. The State Printers report that the probable expense of printing and mailing of 650,000 copies of a document of 2,500 words (8 pages) is as follows: —

Printing of document,	:	:	:	:	\$3,000
Envelopes, addressing and mailing,	:	:	:	:	3,500
Postage,	:	:	:	:	6,500
Total,	.	.	.	.	\$13,000

The time required for the making and delivery of envelopes and the printing of the pamphlet is approximately eighteen days. I am informed that the capacity of a responsible mailing company in the work of addressing is 30,000 to 40,000 daily, possibly

## JOURNAL OF THE CONVENTION,

100,000 daily with extra help and overtime work, and that the minimum time for addressing and mailing 650,000 pamphlets, with extra help, working nights and on Sunday, is one week.

With all these operations in process at the same time, and allowing the mailing company at least three days to complete the addressing and mailing, a total of twenty-one days would be required.

*Special Assignment.*

Necessities  
of life, —  
acquirement,  
sale and  
distribution.

Quorum.

At nineteen minutes before eleven o'clock the special assignment was considered, being the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 358), the main question being on ordering it to a third reading.

Mr. Hobbs of Worcester asked for a count of the Convention, to ascertain if a quorum was present. A count showed that 111 members were present.

Soon afterwards Mr. Parkman of Boston moved that the roll of the Convention be called, to ascertain if a quorum was present; and this motion prevailed.

The roll was then called; and 204 members answered to their names, as follows: —

Messrs. Adams, Brooks  
Adams, Smith J.  
Anderson, Frederick L.  
Anderson, George W.  
Avery, Nathan P.  
Aylward, James F.  
Bailey, Charles O.  
Bangs, Francis R.  
Barnes, George L.  
Barrett, James T.  
Bartlett, Horace I.  
Bassett, Edmund  
Batchelder, Albert W.  
Bates, John L.  
Bauer, Ralph S.  
Blackmur, Paul R.  
Bodfish, John D. W.  
Bosworth, Henry H.  
Boucher, Joseph Zoël  
Boyden, Frank L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Broderick, Patrick S.  
Brown, E. Gerry  
Brown, Samuel F.  
Bruce, Charles  
Bryant, Lincoln  
Buck, Maurice A.  
Bullock, William J.  
Burns, William A.  
Burrell, Fred J.  
Buttrick, Allan G.  
Callahan, Timothy F.  
Chandler, Leonard B.  
Chase, Mial W.  
Churchill, George B.  
Clapp, Robert P.

Messrs. Clark, Ezra W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Coleman, George W.  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Coombes, Zelotes W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Crafts, Lyman A.  
Craven, John H.  
Creamer, Walter H.  
Creed, James F.  
Crosby, J. Howell  
Cummings, John W.  
Curtis, Charles P., Jr.  
Curtis, Edwin U.  
Curtiss, Elmer L.  
Cusick, John F.  
Dale, George H.  
Dean, Robert A.  
Delano, Robert T.  
Dellinger, Raymond P.  
Derbyshire, James H.  
Donnelly, James P.  
Donovan, Daniel R.  
Dresser, Frank F.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Ferrey, Irving D.  
Ferry, James R.

Messrs. Finn, E. Philip	Messrs. Morton, James M.
Fisher, Edward	Moynihan, James J.
Fitz-Randolph, Reginald T.	Murley, Joseph J.
Flaherty, William	Myron, John F.
Fraser, Eugene B.	Nestor, Patrick F.
Frost, Archie N.	Newton, H. Huestis
Garland, Francis P.	Nutting, Edward H.
Gartland, John J.	O'Connell, John J.
Gates, Joseph S.	O'Connell, John P.
George, Samuel W.	O'Connor, John D.
Giddings, Charles	Parker, Herbert
Glazier, Frederick P.	Parkman, Henry
Gleason, Nestit G.	Peirce, Albion G.
Good, John P.	Peterson, Patrick
Granfield, William J.	Pillsbury, Albert E.
Green, Thomas H.	Putnam, Harry B.
Greenwood, Hamlet S.	Quincy, Josiah
Hale, Edward R.	Quinn, Timothy F.
Hall, Elisha S.	Ray, Herbert L.
Hall, Frederick S.	Reidy, Michael J.
Hamilton, Andrew Foster	Richardson, Edward A.
Harding, Clarence W.	Richardson, James P.
Harriman, Arthur N.	Rieutord, Louis O.
Hart, Albert Bushnell	Robbins, Edward J.
Hibbard, Charles E.	Ross, Samuel
Hicks, George H.	Saunders, Amos T.
Hobbs, Clarence W., Jr.	Sawyer, Roland D.
Hoitt, Augustus J.	Shattuck, Josiah B.
Horgan, Francis J.	Shaw, Michael F.
Hutchings, Henry M.	Shea, John M.
Jones, George R.	Shea, John T.
Keliher, John A.	Sherburne, Nelson
Kelley, George W.	Smith, Jerome S.
Kelly, Luke L.	Sparrell, Ernest H.
Kenefick, Thomas W.	Sullivan, Edmund G.
Kenny, Herbert A.	Sullivan, William H.
Kinney, William S.	Sullivan, William J.
Kneil, Arthur S.	Sweeney, Edward A.
Lane, Dwight F.	Sweet, Joseph L.
Langelier, Louis F. R.	Swig, Louis
Larson, Charles G.	Tatman, Charles T.
Leboeuf, Telephone	Theller, Ralph L.
Leonard, Joseph J.	Thompson, Hubert C.
Linke, Fred R.	Tilton, Rufus H.
Logan, James	Turner, Joseph
Lomasney, Martin M.	Underhill, Charles L.
Look, William J.	Walcott, Robert
Loring, Augustus P.	Walker, George
Love, Joseph A.	Walker, Joseph
Lowe, Arthur H.	Washburn, Charles G.
Lowell, James A.	Waterman, George B.
Luce, Robert	Webster, Francis E.
Lyman, Frank E.	Webster, George P.
Lynch, John C.	Weekes, George LeRoy
MacMaster, Edward A.	Wellman, Arthur Holbrook
Mansfield, John J.	Wheeler, William
McAnarney, John W.	White, John A.
McCarthy, Charles F.	Whittier, Eugene P.
McLaud, Abner S.	Willett, George Franklin
Merriam, John M.	Williams, Fred Homer
Mitchell, Charles	Wilson, William H.
Montague, David T.	Wing, Herbert
Moran, William	Winslow, Guy M.
Moriarty, James T.	Wonson, Carlton W.
Morrill, Charles H.	Youngman, William S.



*Orders of the Day.*

On the appearance of a quorum the Convention proceeded to the consideration of the Orders of the Day.

The Resolution relative to universities and colleges and to the encouragement of literature (Doc. No. 309), being the unfinished business of the last session, was considered further, the main question being on ordering it to a second reading.

Mr. Anderson of Newton moved that the resolution be amended as follows:—

In section 1, by inserting in line 21, after the word "enjoy", the words ", save as otherwise and elsewhere provided in the constitution";

In section 2, by striking out the last sentence, and inserting in place thereof the words "To this end the legislature shall have the power to exempt from taxation property used for charitable, benevolent, literary, educational, scientific and religious purposes."; and

By striking out the article of amendment, and inserting in place thereof the following:—

"The legislature shall have the power to exempt from taxation property used for charitable, benevolent, literary, educational, scientific and religious purposes."

Mr. Ross of New Bedford moved that, unless a vote be sooner reached, debate be closed at eleven o'clock A.M. to-morrow.

Mr. Sawyer of Ware moved that, unless a vote be sooner reached, debate be closed at half-past three o'clock this afternoon.

After debate the question was put on the motion of Mr. Ross (that motion taking precedence under the rule), and the same was adopted, by a vote of 108 to 102.

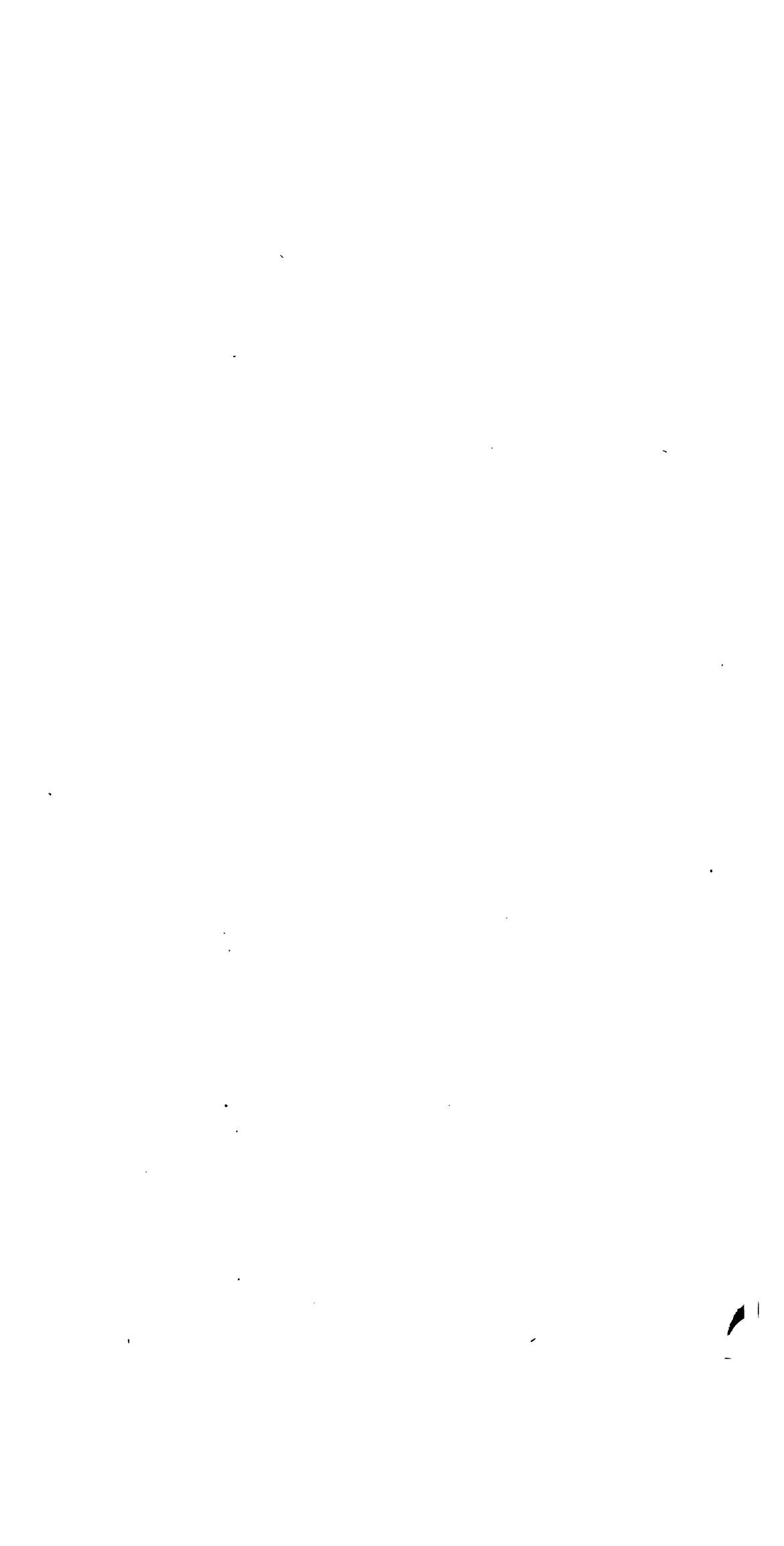
After debate Mr. Powers of Newton moved that the resolution be amended, in section 2, by inserting in line 21, after the word "otherwise", the words ", save as otherwise and elsewhere provided in the constitution".

Mr. Stoneman of Boston moved that the resolution be amended, in section 1, by striking out, in line 12, the words "the Christian", and inserting in place thereof the word "all".

After further debate, and without action on the amendments,— Adjournment.

At twenty-four minutes after four o'clock, on motion of Mr. Linke of West Springfield, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

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## JOURNAL OF THE CONVENTION,

Messrs. Bodfish, John D. W.	Messrs. Kenefick, Thomas W.
Bolster, Percy G.	Kerr, Alexander
Bosworth, Henry H.	Kilbon, John L.
Boucher, Joseph Zoël	Kinney, William S.
Bouvé, Walter L.	Knotts, J. Franklin
Boyer, Elmer E.	Lane, Dwight F.
Boynton, Thomas J.	Langelier, Louis F. R.
Brackett, John Q. A.	Larson, Charles G.
Bruce, Charles	Linke, Fred R.
Bryant, Lincoln	Logan, James
Buck, Maurice A.	Look, William J.
Bullock, William J.	Loring, Augustus P.
Burns, William A.	Lowe, Arthur H.
Buttrick, Allan G.	Lowell, James A.
Callahan, Timothy F.	Luce, Robert
Chandler, Leonard B.	Lufkin, Willfred W.
Chase, Mial W.	Lyman, Frank E.
Churchill, George B.	Lynch, John C.
Clapp, Robert P.	MacMaster, Edward A.
Clark, Chester W.	Mancovitz, David
Clark, Ezra W.	McCarthy, Charles F.
Coe, S. Hamilton	McLaud, Abner S.
Coleman, George W.	Merriam, John M.
Collier, David R.	Merrill, George Frye
Collins, Samuel I.	Michelman, Joseph
Coombs, Zelotes W.	Mitchell, Charles
Crafts, Lyman A.	Montague, David T.
Crosby, J. Howell	Morrill, Charles H.
Curtis, Charles P., Jr.	Morton, James M.
Curtiss, Elmer L.	Nestor, Patrick F.
Dale, George H.	Newton, H. Huestis
Davis, Elbridge G.	Nutting, Edward H.
Davis, William R.	Parker, Herbert
Delano, Robert T.	Peirce, Albion G.
Dellinger, Raymond P.	Peterson, Patrick
Derbyshire, James H.	Pillsbury, Albert E.
Dresser, Frank F.	Reidy, Michael J.
Dutch, Charles Frederick	Richardson, Edward A.
Farnsworth, Frank S.	Richardson, James P.
Ferrey, Irving D.	Robbins, Edward J.
Ferry, James R.	Robinson, George H.
Finn, E. Philip	Ross, Samuel
Fisher, Edward	Saunders, Amos T.
Fitz-Randolph, Reginald T.	Shattuck, Josiah B.
Fraser, Eugene B.	Smith, Jerome S.
French, Asa P.	Sparrell, Ernest H.
Garland, Francis P.	Stearns, Harry N.
Gartland, John J.	Stoeber, Charles
Gates, Joseph S.	Sullivan, Edmund G.
Gaylord, Henry E.	Sweeney, Edward A.
George, Samuel W.	Sweet, Joseph L.
Giddings, Charles	Talbot, Harry R.
Gleason, Nesbit G.	Tatman, Charles T.
Graumann, John	Theller, Ralph L.
Greenwood, Hamlet S.	Thompson, Edward
Hale, Edward R.	Thompson, Hubert C.
Hall, Frederick S.	Thompson, John L.
Hamilton, Andrew Foster	Tilton, Rufus H.
Harding, Clarence W.	Turner, Joseph
Hawley, Truman R.	Underhill, Charles L.
Hibbard, Charles E.	Walcott, Robert
Hobbs, Clarence W., Jr.	Walker, Joseph
Hoitt, Augustus J.	Washburn, Albert H.
Hutchings, Henry M.	Washburn, Charles G.
Johnson, Charles R.	Waterman, George B.
Jones, George R.	Webster, Francis E.
Kelley, George W.	Webster, George P.

rs. Weekes, George LeRoy	Messrs. Williams, Fred Homer
Wellman, Arthur Holbrook	Wing, Herbert
Wheeler, William	Winslow, Guy M.
White, John A.	Wonson, Carlton W.
Whitehead, James	Wood, Charles J.
Whittier, Eugene P.	Youngman, William S.
Willett, George Franklin	

93 yeas; 165 nays.

herefore the amendments previously moved by Mr. Kenny rejected.

ie amendments previously moved by Mr. Mansfield of Bos- were also rejected.

ie foregoing amendment moved by Mr. Clapp of Lexington adopted, by a vote of 119 to 92.

ie amendment previously moved by Mr. Cummings of Fall r was rejected.

ie foregoing amendment of section 1 moved by Mr. Ander- of Newton was adopted, by a vote of 143 to 18.

ie first amendment previously moved by Mr. Powers of ton was adopted, by a vote of 125 to 71, as follows: Adding ie end of the resolution the words "To this end the legis- shall have the power to exempt from taxation property used charitable, benevolent, literary, educational, scientific and ious purposes."

ie second amendment previously moved by Mr. Powers was' ted.

ie amendment previously moved by Mr. Stoneman of Bos- was adopted, by a vote of 168 to 23, as follows: In section riking out, in line 12, the words "the Christian", and insert- n place thereof the word "all".

ie the second foregoing amendment moved by Mr. Anderson ewton the sense of the Convention was taken by yeas and , at the request of Mr. Edwin U. Curtis of Boston; and on roll call 192 members voted in the affirmative and 62 in the tive, as follows: —

#### YEAS.

rs. Adams, Charles Francis	Messrs. Boucher, Joseph Zoël
Adams, Smith J.	Bouvé, Walter L.
Anderson, Frederick L.	Bowen, Patrick
Aylward, James F.	Boyer, Elmer E.
Bailey, Charles O.	Boynton, Thomas J.
Balch, Francis N.	Brennan, James H.
Bangs, Francis R.	Brine, Henry C.
Barker, Warren S.	Broderick, Patrick S.
Barnes, Clarence A.	Brown, Samuel F.
Barnes, George L.	Bruce, Charles
Barrett, James T.	Bryant, Lincoln
Batchelder, Albert W.	Buck, Maurice A.
Bates, Sanford	Burns, William A.
Bauer, Ralph S.	Buttrick, Allan G.
Begley, John S.	Callahan, Timothy F.
Bergengren, Roy F.	Carr, Edward
Bicknell, Wallace H.	Chandler, Leonard B.
Bigney, Robert E.	Clark, Ezra W.
Bodfish, John D. W.	Codman, James M., Jr.
Bolster, Percy G.	Coleman, George W.

## JOURNAL OF THE CONVENTION,

100,000 daily with extra help and overtime work, and that the minimum time for addressing and mailing 650,000 pamphlets, with extra help, working nights and on Sunday, is one week.

With all these operations in process at the same time, and allowing the mailing company at least three days to complete the addressing and mailing, a total of twenty-one days would be required.

*Special Assignment.*

Necessities  
of life, —  
acquirement,  
sale and  
distribution.

Quorum.

At nineteen minutes before eleven o'clock the special assignment was considered, being the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 358), the main question being on ordering it to a third reading.

Mr. Hobbs of Worcester asked for a count of the Convention, to ascertain if a quorum was present. A count showed that 111 members were present.

Soon afterwards Mr. Parkman of Boston moved that the roll of the Convention be called, to ascertain if a quorum was present; and this motion prevailed.

The roll was then called; and 204 members answered to their names, as follows: —

Messrs. Adams, Brooks  
Adams, Smith J.  
Anderson, Frederick L.  
Anderson, George W.  
Avery, Nathan P.  
Aylward, James F.  
Bailey, Charles O.  
Bangs, Francis R.  
Barnes, George L.  
Barrett, James T.  
Bartlett, Horace I.  
Bassett, Edmund  
Batchelder, Albert W.  
Bates, John L.  
Bauer, Ralph S.  
Blackmnr, Paul R.  
Bodfish, John D. W.  
Bosworth, Henry H.  
Boucher, Joseph Zoël  
Boyden, Frank L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Broderick, Patrick S.  
Brown, E. Gerry  
Brown, Samuel F.  
Bruce, Charles  
Bryant, Lincoln  
Buck, Maurice A.  
Bullock, William J.  
Burns, William A.  
Burrell, Fred J.  
Buttrick, Allan G.  
Callahan, Timothy F.  
Chandler, Leonard B.  
Chase, Mial W.  
Churchill, George B.  
Clapp, Robert P.

Messrs. Clark, Ezra W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Coleman, George W.  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Coombs, Zelotes W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Crafts, Lyman A.  
Craven, John H.  
Creamer, Walter H.  
Creed, James F.  
Crosby, J. Howell  
Cummings, John W.  
Curtis, Charles P., Jr.  
Curtis, Edwin U.  
Curtiss, Elmer L.  
Cusick, John F.  
Dale, George H.  
Dean, Robert A.  
Delano, Robert T.  
Dellinger, Raymond P.  
Derbyshire, James H.  
Donnelly, James P.  
Donovan, Daniel R.  
Dresser, Frank F.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Ferrey, Irving D.  
Ferry, James R.

Messrs. Finn, E. Philip	Messrs. Morton, James M.
Fisher, Edward	Moynihan, James J.
Fitz-Randolph, Reginald T.	Murley, Joseph J.
Flaherty, William	Myron, John F.
Fraser, Eugene B.	Nestor, Patrick F.
Frost, Archie N.	Newton, H. Huestis
Garland, Francis P.	Nutting, Edward H.
Gartland, John J.	O'Connell, John J.
Gates, Joseph S.	O'Connell, John P.
George, Samuel W.	O'Connor, John D.
Giddings, Charles	Parker, Herbert
Glazier, Frederick P.	Parkman, Henry
Gleason, Nesbit G.	Peirce, Albion G.
Good, John P.	Peterson, Patrick
Granfield, William J.	Pillsbury, Albert E.
Green, Thomas H.	Putnam, Harry B.
Greenwood, Hamlet S.	Quincy, Josiah
Hale, Edward R.	Quinn, Timothy F.
Hall, Elisha S.	Ray, Herbert L.
Hall, Frederick S.	Reidy, Michael J.
Hamilton, Andrew Foster	Richardson, Edward A.
Harding, Clarence W.	Richardson, James P.
Harriman, Arthur N.	Rieutord, Louis O.
Hart, Albert Bushnell	Robbins, Edward J.
Hibbard, Charles E.	Ross, Samuel
Hicks, George H.	Saunders, Amos T.
Hobbs, Clarence W., Jr.	Sawyer, Roland D.
Hoitt, Augustus J.	Shattuck, Josiah B.
Horgan, Francis J.	Shaw, Michael F.
Hutchings, Henry M.	Shea, John M.
Jones, George R.	Shea, John T.
Keliher, John A.	Sherburne, Nelson
Kelley, George W.	Smith, Jerome S.
Kelly, Luke L.	Sparrell, Ernest H.
Kenefick, Thomas W.	Sullivan, Edmund G.
Kenny, Herbert A.	Sullivan, William H.
Kinney, William S.	Sullivan, William J.
Kneil, Arthur S.	Sweeney, Edward A.
Lane, Dwight F.	Sweet, Joseph L.
Langelier, Louis F. R.	Swig, Louis
Larson, Charles G.	Tatman, Charles T.
Leboeuf, Telesphore	Theller, Ralph L.
Leonard, Joseph J.	Thompson, Hubert C.
Linke, Fred R.	Tilton, Rufus H.
Logan, James	Turner, Joseph
Lomasney, Martin M.	Underhill, Charles L.
Look, William J.	Walcott, Robert
Loring, Augustus P.	Walker, George
Love, Joseph A.	Walker, Joseph
Lowe, Arthur H.	Washburn, Charles G.
Lowell, James A.	Waterman, George B.
Luce, Robert	Webster, Francis E.
Lyman, Frank E.	Webster, George P.
Lynch, John C.	Weeks, George LeRoy
MacMaster, Edward A.	Wellman, Arthur Holbrook
Mansfield, John J.	Wheeler, William
McAnarney, John W.	White, John A.
McCarthy, Charles F.	Whittier, Eugene P.
McLaud, Abner S.	Willett, George Franklin
Merriam, John M.	Williams, Fred Homer
Mitchell, Charles	Wilson, William H.
Montague, David T.	Wing, Herbert
Moran, William	Winslow, Guy M.
Moriarty, James T.	Wonson, Carlton W.
Morrill, Charles H.	Youngman, William S.

## JOURNAL OF THE CONVENTION,

**Precedence of  
amendments.**

Therefore it appeared that a quorum was then present.

Mr. Anderson of Brookline moved that the first question be put on the amendment previously moved by Mr. Clapp of Lexington.

**Amendments  
withdrawn.**

Mr. Lomasney of Boston moved that the first question be put on the amendment previously moved by him.

After debate the amendments previously moved by Messrs. Dutch of Winchester, Loring of Beverly, Lowe of Fitchburg, Quincy of Boston, Montague of Boston, Richardson of Newton and Edwin U. Curtis of Boston were severally withdrawn by those members, there being no objection, and the amendment previously moved by Mr. Cummings of Fall River was thereby eliminated.

**Mr. Tatman,  
— amendment.**

After further debate Mr. Tatman of Worcester moved that the amendment previously moved by Mr. Clapp of Lexington be amended by inserting after the word "Whenever", in line 1, the words "during times of war, emergency or distress".

**Previous  
question.**

Mr. Ross of New Bedford (Mr. Walker of Brookline being in the chair) moved the previous question; and this motion, after debate, was adopted, by a vote of 130 to 85.

**Amendment  
withdrawn.**

Mr. Anderson of Brookline (the President having resumed the chair) then withdrew the amendment previously moved by him, there being no objection.

**Amendment  
adopted.**

The amendments previously moved by Messrs. Coolidge of Milton and Kneil of Westfield were severally rejected; and the amendment previously moved by Mr. Lomasney of Boston was adopted, by a vote of 142 to 85, as follows (thereby eliminating the amendments moved by Messrs. Tatman of Worcester, Clapp of Lexington and Luce of Waltham): —

Striking out the article of amendment, and inserting in place thereof the following: —

"The maintenance, at reasonable rates, of a sufficient supply of food and other common necessities of life, and of shelter, during times of war, emergency or distress, is a public function, and it shall be the duty of the commonwealth and of the cities and towns therein to take and to provide the same for their inhabitants in such manner as the legislature shall determine."

The resolution, as thus amended (Doc. No. 361), was ordered to a third reading.

**Recess.**

At four minutes before one o'clock, on motion of Mr. Underhill of Somerville, a recess was taken until two o'clock; at which hour the Convention reassembled.

**Motion to  
reconsider.**

Mr. Avery of Holyoke moved that the vote be reconsidered by which the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 358) was ordered to a third reading; and this motion, under the rule, was placed first in the Orders of the Day for the next session.

**Quorum.**

Mr. Bryant of Milton doubted the presence of a quorum, and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

*Orders of the Day.*

On the appearance of a quorum the Convention proceeded to the consideration of the Orders of the Day.

The Resolution relative to universities and colleges and to the encouragement of literature (Doc. No. 309), being the unfinished business of the last session, was considered further, the main question being on ordering it to a second reading.

Mr. Anderson of Newton moved that the resolution be amended as follows:—

In section 1, by inserting in line 21, after the word "enjoy", the words ", save as otherwise and elsewhere provided in the constitution";

In section 2, by striking out the last sentence, and inserting in place thereof the words "To this end the legislature shall have the power to exempt from taxation property used for charitable, benevolent, literary, educational, scientific and religious purposes."; and

By striking out the article of amendment, and inserting in place thereof the following:—

"The legislature shall have the power to exempt from taxation property used for charitable, benevolent, literary, educational, scientific and religious purposes."

Mr. Ross of New Bedford moved that, unless a vote be sooner reached, debate be closed at eleven o'clock A.M. to-morrow.

Mr. Sawyer of Ware moved that, unless a vote be sooner reached, debate be closed at half-past three o'clock this afternoon.

After debate the question was put on the motion of Mr. Ross (that motion taking precedence under the rule), and the same was adopted, by a vote of 108 to 102.

After debate Mr. Powers of Newton moved that the resolution be amended, in section 2, by inserting in line 21, after the word "otherwise", the words ", save as otherwise and elsewhere provided in the constitution".

Mr. Stoneman of Boston moved that the resolution be amended, in section 1, by striking out, in line 12, the words "the Christian", and inserting in place thereof the word "all".

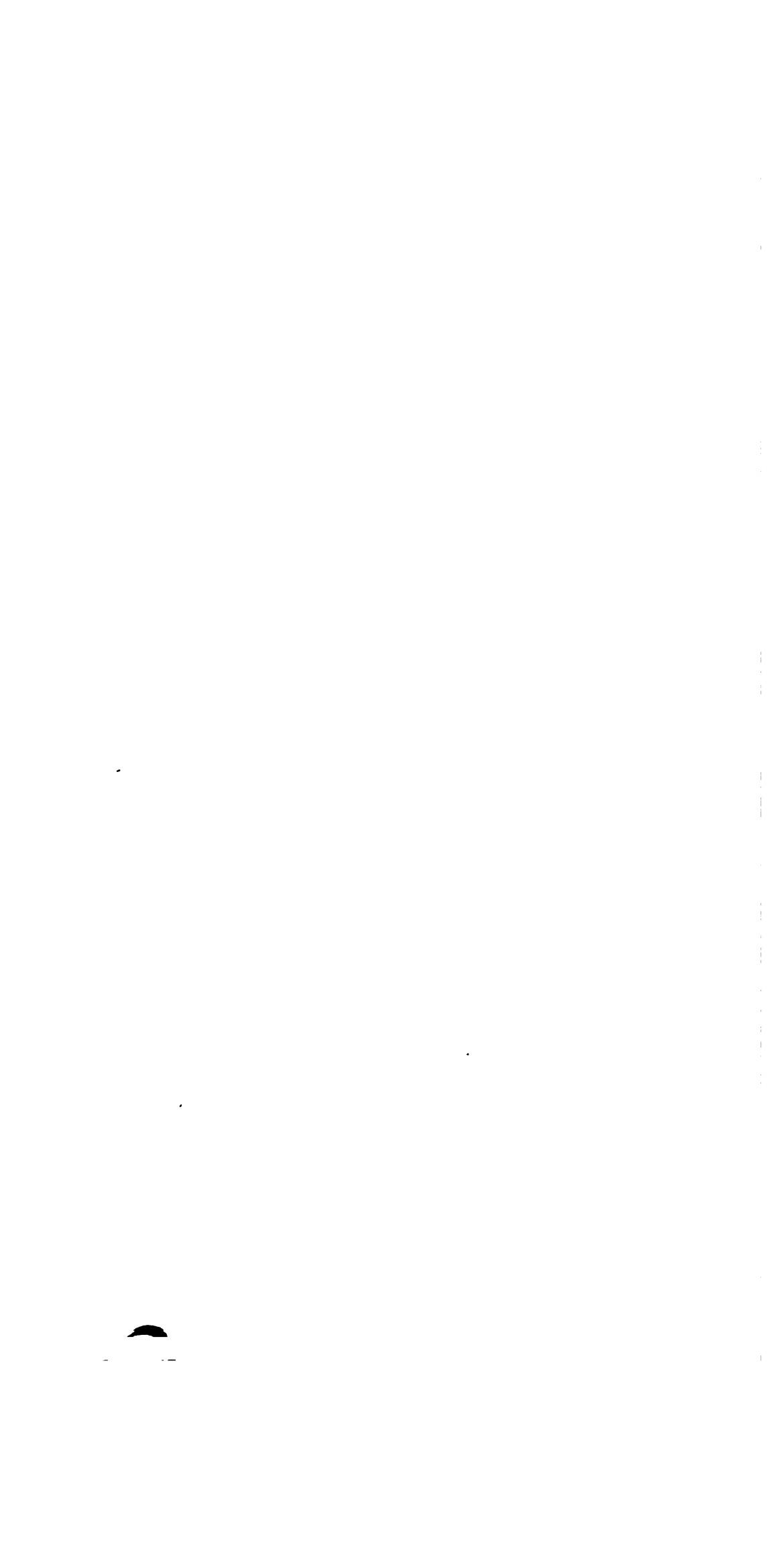
After further debate, and without action on the amendments,— Adjournment.

At twenty-four minutes after four o'clock, on motion of Mr. Linke of West Springfield, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

3. A. 33

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# JOURNAL OF THE CONVENTION.

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THURSDAY, October 4, 1917.

Met according to adjournment, at half-past ten o'clock A.M.  
Prayer was offered by Rev. Willis P. Odell, D.D., of Brookline.

## *Leave of Absence.*

On motion of Mr. Cox of Boston,—

*Ordered*, That Mr. Whipple of Brookline be granted leave of absence, under Rule 13, until October 16, because of professional engagements of long standing. Sherman L. Whipple.

On motion of Mr. Edwin U. Curtis of Boston,—

*Ordered*, That Mr. Cox of Boston be granted leave of absence, Guy W. Cox. under Rule 13, until October 16, because of professional engagements of long standing.

## *Adjournment and Hour of Meeting.*

Mr. Brown of Springfield moved that, when the Convention adjourns to-day, it adjourn to meet on Tuesday, October 9. Adjournment until October 9.

Mr. Walker of Brookline asked for a count of the Convention Quorum. to ascertain if a quorum was present. A count showed that 126 members were present. The President requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum, and after debate, the motion of Mr. Brown was negatived.

## *Discharged from the Orders of the Day.*

On motion of Mr. Buttrick of Lancaster the following order was discharged from the Orders of the Day, under Rule 39, and considered:—

*Ordered*, That the Secretary of the Convention transmit to the Secretary of the Commonwealth the engrossed Resolution relative to absentee voting (see Doc. No. 357), and that the Secretary of the Commonwealth place upon the ballot at the coming state election the question of the adoption of the amendment embodied in said resolution. Absentee voting.

The order was then recommitted to the committee on Rules and Procedure, on motion of Mr. Luce of Waltham.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The motion of Mr. Avery of Holyoke, that the vote be reconsidered by which, at the last session, the Resolution to authorize the enactment of laws governing the acquirement, sale and dis- Necessities of life, — acquisition, sale and distribution.

## JOURNAL OF THE CONVENTION,

After debate the question was put, and 99 members voted in the affirmative and 115 in the negative.

The sense of the Convention was then taken by yeas and nays at the request of Mr. Walker; and on the roll call 108 members voted in the affirmative, and 116 in the negative, as follows:

## YEAS.

Messrs. Adams, Smith J.	Messrs. Kelly, Luke L.
Anderson, Frederick L.	Kenny, Herbert A.
Anderson, George W.	Kerr, Alexander
Ayliard, James F.	Kilbon, John L.
Barrett, James T.	Leonard, Joseph J.
Batchelder, Albert W.	Love, Joseph A.
Bates, Sanford	Lynch, John C.
Bauer, Ralph S.	Maguire, James E.
Bergengren, Roy F.	Mahoney, John J.
Bigney, Robert E.	Mancovitz, David
Boucher, Joseph Zoël	Martin, Martin L.
Bowen, Patrick	McCarthy, Charles F.
Boynton, Thomas J.	McCormack, John W.
Brennan, James H.	McKeon, Francis P.
Brine, Henry C.	McLaud, Abner S.
Broderick, Patrick S.	Merrill, George Frye
Bullock, William J.	Michelman, Joseph
Burrell, Fred J.	Mitchell, John
Butler, A. Webster	Moran, William
Callahan, Timothy F.	Moriarty, James T.
Carr, Edward	Moynihan, James J.
Clark, Ezra W.	Murley, Joseph J.
Cooney, Charles P.	Myron, John F.
Corrigan, Robert S.	Nestor, Patrick F.
Coughlan, William J.	Newhall, Arthur N.
Creamer, Walter H.	Newton, H. Huettis
Daley, Peter	Nutting, Edward H.
Daly, John W.	O'Connell, John J.
Day, Charles M.	O'Connell, John P.
Dean, Robert A.	O'Connor, John D.
Delaney, Louis F.	Pelletier, Joseph C.
Derbyshire, James H.	Peterson, Patrick
Donnelly, James P.	Quincy, Josiah
Donoghue, John A.	Quinn, Timothy F.
Donovan, Daniel R.	Ross, Samuel
Donovan, Thomas F.	Shaw, Michael F.
Doran, James P.	Shea, John T.
Driscoll, Dennis D.	Sheehan, Christopher
Driscoll, Timothy J.	Sherburne, Nelson
Finn, E. Philip	Sparrell, Ernest H.
Flaherty, William	Stoeber, Charles
Flye, Louis Edwin	Sullivan, Joseph M.
Flynn, Maurice R.	Sullivan, William H.
Gallagher, Daniel J.	Sullivan, William J.
Garland, Francis P.	Swig, Louis
Gartland, John J.	Talbot, Harry R.
Giazier, Frederick P.	Theller, Ralph L.
Good, John P.	Thompson, Edward
Green, Thomas H.	Twomey, John C.
Harding, Clarence W.	Walker, Joseph
Harriman, Arthur N.	Walsh, David I.
Hoitt, Augustus J.	Webster, Francis E.
Horgan, Francis J.	Whitehead, James
Johnson, Charles R.	Winslow, Guy M.

## NAYS.

Messrs. Adams, Brooks	Messrs. Balch, Francis N.
Adams, Charles Francis	Bangs, Francis R.
Bailey, Charles O.	Barnes, Clarence A.

On the amendments previously moved by Mr. Kenny of Boston the sense of the Convention was taken by yeas and nays, at the request of that member; and on the roll call 93 members voted in the affirmative and 165 in the negative, as follows:—

## YEAS.

Messrs. Adams, Brooks	Messrs. Horgan, Francis J.
Aylward, James F.	Kelley, Thomas R.
Barrett, James T.	Kenny, Herbert A.
Batchelder, Albert W.	Lane, Daniel W.
Begley, John S.	Leboeuf, Telesphore
Bigney, Robert E.	Leonard, Joseph J.
Bowen, Patrick	Love, Joseph A.
Boyden, Frank L.	Maguire, James E.
Brennan, James H.	Mahoney, John J.
Brine, Henry C.	Mansfield, John J.
Broderick, Patrick S.	McAnarney, John W.
Brown, E. Gerry	McCormack, John W.
Brown, Samuel F.	McIsaac, Daniel V.
Carr, Edward	McKeon, Francis P.
Codman, James M., Jr.	Mitchell, John
Coogan, Clement F.	Moran, William
Corrigan, Robert S.	Moriarty, James T.
Costello, Francis M.	Moynihan, James J.
Coughlan, William J.	Murley, Joseph J.
Craven, John H.	Myron, John F.
Creamer, Walter H.	O'Connell, John J.
Creed, James F.	O'Connell, John P.
Cummings, John W.	O'Connell, Joseph F.
Curtis, Edwin U.	O'Connor, John D.
Cusick, John F.	Parkman, Henry
Daley, Peter	Pelletier, Joseph C.
Daly, John W.	Putnam, Harry B.
Dean, Robert A.	Quincy, Josiah
Donnelly, James P.	Ray, Herbert L.
Donoghue, John A.	Rieutord, Louis O.
Donovan, Daniel R.	Sawyer, Roland D.
Donovan, James A.	Shaw, Michael F.
Donovan, Thomas F.	Shea, John M.
Doran, James P.	Shea, John T.
Douglass, John J.	Sheehan, Christopher A.
Driscoll, Dennis D.	Sherburne, Nelson
Driscoll, Timothy J.	Skerrett, Mark N.
Feiker, William H.	Stoneman, David
Flaherty, William	Sullivan, Joseph M.
Flye, Louis Edwin	Sullivan, William H.
Flynn, Maurice R.	Sullivan, William J.
Glazier, Frederick P.	Swig, Louis
Good, John P.	Twomey, John C.
Granfield, William J.	Walker, George
Green, Thomas H.	Walsh, David I.
Harriman, Arthur N.	Wilson, William H.
Harrington, Patrick H.	

## NAYS.

Messrs. Adams, Charles Francis	Messrs. Barnes, Clarence A.
Adams, Scott	Barnes, George L.
Adams, Smith J.	Bartlett, Horace I.
Anderson, Frederick L.	Bassett, Edmund
Bailey, Charles O.	Bates, Sanford
Balch, Francis N.	Bauer, Ralph S.
Ballantyne, John	Bergengren, Roy F.
Bangs, Francis R.	Bicknell, Wallace H.
Barker, Warren S.	Blackmur, Paul R.

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Messrs.	Bodfish, John D. W.	Messrs.	Kenefick, Thomas W.
	Bolster, Percy G.		Kerr, Alexander
	Bosworth, Henry H.		Kilbon, John L.
	Boucher, Joseph Zoël		Kinney, William S.
	Bouvé, Walter L.		Knotts, J. Franklin
	Boyer, Elmer E.		Lane, Dwight F.
	Boynton, Thomas J.		Langelier, Louis F. R.
	Brackett, John Q. A.		Larson, Charles G.
	Bruce, Charles		Linke, Fred R.
	Bryant, Lincoln		Logan, James
	Buck, Maurice A.		Look, William J.
	Bullock, William J.		Loring, Augustus P.
	Burns, William A.		Lowe, Arthur H.
	Buttrick, Allan G.		Lowell, James A.
	Callahan, Timothy F.		Luce, Robert
	Chandler, Leonard B.		Lufkin, Willfred W.
	Chase, Mial W.		Lyman, Frank E.
	Churchill, George B.		Lynch, John C.
	Clapp, Robert P.		MacMaster, Edward A.
	Clark, Chester W.		Mancovitz, David
	Clark, Ezra W.		McCarthy, Charles F.
	Coe, S. Hamilton		McLaud, Abner S.
	Coleman, George W.		Merriam, John M.
	Collier, David R.		Merrill, George Frye
	Collins, Samuel I.		Michelman, Joseph
	Coombs, Zelotes W.		Mitchell, Charles
	Crafts, Lyman A.		Montague, David T.
	Crosby, J. Howell		Morrill, Charles H.
	Curtis, Charles P., Jr.		Morton, James M.
	Curtiss, Elmer L.		Nestor, Patrick F.
	Dale, George H.		Newton, H. Huestis
	Davis, Elbridge G.		Nutting, Edward H.
	Davis, William R.		Parker, Herbert
	Delano, Robert T.		Peirce, Albion G.
	Dellinger, Raymond P.		Peterson, Patrick
	Derbyshire, James H.		Pillsbury, Albert E.
	Dresser, Frank F.		Reidy, Michael J.
	Dutch, Charles Frederick		Richardson, Edward A.
	Farnsworth, Frank S.		Richardson, James P.
	Ferrey, Irving D.		Robbins, Edward J.
	Ferry, James R.		Robinson, George H.
	Finn, E. Philip		Ross, Samuel
	Fisher, Edward		Saunders, Amos T.
	Fitz-Randolph, Reginald T.		Shattuck, Josiah B.
	Fraser, Eugene B.		Smith, Jerome S.
	French, Asa P.		Sparrell, Ernest H.
	Garland, Francis P.		Stearns, Harry N.
	Gartland, John J.		Stoeber, Charles
	Gates, Joseph S.		Sullivan, Edmund G.
	Gaylord, Henry E.		Sweeney, Edward A.
	George, Samuel W.		Sweet, Joseph L.
	Giddings, Charles		Talbot, Harry R.
	Gleason, Neabit G.		Tatman, Charles T.
	Graumann, John		Theller, Ralph L.
	Greenwood, Hamlet S.		Thompson, Edward
	Hale, Edward R.		Thompson, Hubert C.
	Hall, Frederick S.		Thompson, John L.
	Hamilton, Andrew Foster		Tilton, Rufus H.
	Harding, Clarence W.		Turner, Joseph
	Hawley, Truman R.		Underhill, Charles L.
	Hibbard, Charles E.		Walcott, Robert
	Hobbs, Clarence W., Jr.		Walker, Joseph
	Hoitt, Augustus J.		Washburn, Albert H.
	Hutchings, Henry M.		Washburn, Charles G.
	Johnson, Charles R.		Waterman, George B.
	Jones, George R.		Webster, Francis E.
	Kelley, George W.		Webster, George P.

<b>Messrs.</b> Weekes, George LeRoy	<b>Messrs.</b> Williams, Fred Homer
Wellman, Arthur Holbrook	Wing, Herbert
Wheeler, William	Winslow, Guy M.
White, John A.	Wonson, Carlton W.
Whitehead, James	Wood, Charles J.
Whittier, Eugene P.	Youngman, William S.
Willett, George Franklin	

93 yeas; 165 nays.

Therefore the amendments previously moved by Mr. Kenny were rejected.

The amendments previously moved by Mr. Mansfield of Boston were also rejected.

The foregoing amendment moved by Mr. Clapp of Lexington was adopted, by a vote of 119 to 92.

The amendment previously moved by Mr. Cummings of Fall River was rejected.

The foregoing amendment of section 1 moved by Mr. Anderson of Newton was adopted, by a vote of 143 to 18.

The first amendment previously moved by Mr. Powers of Newton was adopted, by a vote of 125 to 71, as follows: Adding at the end of the resolution the words "To this end the legislature shall have the power to exempt from taxation property used for charitable, benevolent, literary, educational, scientific and religious purposes."

The second amendment previously moved by Mr. Powers was rejected.

The amendment previously moved by Mr. Stoneman of Boston was adopted, by a vote of 168 to 23, as follows: In section 1, striking out, in line 12, the words "the Christian", and inserting in place thereof the word "all".

On the second foregoing amendment moved by Mr. Anderson of Newton the sense of the Convention was taken by yeas and nays, at the request of Mr. Edwin U. Curtis of Boston; and on the roll call 192 members voted in the affirmative and 62 in the negative, as follows: —

YEAS.

<b>Messrs.</b> Adams, Charles Francis	<b>Messrs.</b> Boucher, Joseph Zoël
Adams, Smith J.	Bouvé, Walter L.
Anderson, Frederick L.	Bowen, Patrick
Aylward, James F.	Boyer, Elmer E.
Bailey, Charles O.	Boynton, Thomas J.
Balch, Francis N.	Brennan, James H.
Bangs, Francis R.	Brine, Henry C.
Barker, Warren S.	Broderick, Patrick S.
Barnes, Clarence A.	Brown, Samuel F.
Barnes, George L.	Bruce, Charles
Barrett, James T.	Bryant, Lincoln
Batchelder, Albert W.	Buck, Maurice A.
Bates, Sanford	Burns, William A.
Bauer, Ralph S.	Buttrick, Allan G.
Begley, John S.	Callahan, Timothy F.
Bergengren, Roy F.	Carr, Edward
Bicknell, Wallace H.	Chandler, Leonard B.
Bigney, Robert E.	Clark, Ezra W.
Bodfish, John D. W.	Codman, James M., Jr.
Bolster, Percy G.	Coleman, George W.

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Messrs. Collins, Samuel I.	Messrs. Langelier, Louis F. R.
Corrigan, Robert S.	Larson, Charles G.
Costello, Francis M.	Leboeuf, Telesphore
Coughlan, William J.	Leonard, Joseph J.
Crafts, Lyman A.	Logan, James
Craven, John H.	Look, William J.
Creamer, Walter H.	Love, Joseph A.
Creed, James F.	Lowell, James A.
Crosby, J. Howell	Lufkin, Willfred W.
Curtis, Charles P., Jr.	Lyman, Frank E.
Curtis, Edwin U.	Maguire, James E.
Cusick, John F.	Mahoney, John J.
Daley, Peter	Mancovitz, David
Daly, John W.	Mansfield, John J.
Davis, Elbridge G.	McCarthy, Charles F.
Davis, William R.	McCormack, John W.
Delano, Robert T.	McIsaac, Daniel V.
Dellinger, Raymond P.	McKeon, Francis P.
Derbyshire, James H.	Merriam, John M.
Doe, Orestes T.	Merrill, George Frye
Donnelly, James P.	Michelman, Joseph
Donoghue, John A.	Mitchell, Charles
Donovan, Daniel R.	Mitchell, John
Donovan, Thomas F.	Montague, David T.
Doran, James P.	Moriarty, James T.
Douglass, John J.	Morton, James M.
Driscoll, Dennis D.	Moynihan, James J.
Driscoll, Timothy J.	Murley, Joseph J.
Dutch, Charles Frederick	Myron, John F.
Farnsworth, Frank S.	Nestor, Patrick F.
Ferrey, Irving D.	Newton, H. Huestis
Ferry, James R.	Nutting, Edward H.
Finn, E. Philip	O'Connell, John J.
Fisher, Edward	O'Connell, John P.
Fitz-Randolph, Reginald T.	O'Connell, Joseph F.
Flaherty, William	O'Connor, John D.
Flye, Louis Edwin	Parker, Herbert
Flynn, Maurice R.	Parkman, Henry
Fraser, Eugene B.	Pelletier, Joseph C.
French, Asa P.	Quincy, Josiah
Garland, Francis P.	Richardson, Edward A.
Gartland, John J.	Richardson, James P.
Gates, Joseph S.	Rieutord, Louis O.
Gaylord, Henry E.	Robbins, Edward J.
Giddings, Charles	Ross, Samuel
Glazier, Frederick P.	Sawyer, Roland D.
Gleason, Nesbit G.	Shattuck, Josiah B.
Good, John P.	Shaw, Michael F.
Granfield, William J.	Shea, John M.
Graumann, John	Shea, John T.
Green, Thomas H.	Sheehan, Christopher A.
Greenwood, Hamlet S.	Sherburne, Nelson
Hale, Edward R.	Skerrett, Mark N.
Hall, Frederick S.	Smith, Jerome S.
Hamilton, Andrew Foster	Sparrell, Ernest H.
Harriman, Arthur N.	Stearns, Harry N.
Hart, Albert Bushnell	Stoeber, Charles
Hawley, Truman R.	Stoneman, David
Hoitt, Augustus J.	Sullivan, Edmund G.
Horgan, Francis J.	Sullivan, Joseph M.
Johnson, Charles R.	Sullivan, William H.
Kelley, Thomas R.	Sullivan, William J.
Kerr, Alexander	Sweeney, Edward A.
Kinney, William S.	Sweet, Joseph L.
Knotts, J. Franklin	Swig, Louis
Lane, Daniel W.	Talbot, Harry R.
Lane, Dwight F.	Thompson, Edward

**Messrs.** Turner, Joseph  
 Twomey, John C.  
 Underhill, Charles L.  
 Walcott, Robert  
 Waller, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Waterman, George B.

**Messrs.** Webster, Francis E.  
 Webster, George P.  
 Weekes, George LeRoy  
 Whitehead, James  
 Willett, George Franklin  
 Wing, Herbert  
 Wonson, Carlton W.  
 Wood, Charles J.  
 Youngman, William S.

**NAYS.**

**Messrs.** Adams, Scott  
 Ballantyne, John  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Blackmur, Paul R.  
 Bosworth, Henry H.  
 Boyden, Frank L.  
 Brackett, John Q. A.  
 Brown, E. Gerry  
 Bullock, William J.  
 Chase, Mial W.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Coe, S. Hamilton  
 Collier, David R.  
 Coogan, Clement F.  
 Coombs, Zelotes W.  
 Cummings, John W.  
 Dale, George H.  
 Dean, Robert A.  
 Dresser, Frank F.  
 Feiker, William H.  
 Foss, George H.  
 George, Samuel W.  
 Harding, Clarence W.  
 Harrington, Patrick H.  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Jones, George R.

**Messrs.** Kelley, George W.  
 Kenefick, Thomas W.  
 Kenny, Herbert A.  
 Kilbon, John L.  
 Linke, Fred R.  
 Loring, Augustus P.  
 Lowe, Arthur H.  
 Luce, Robert  
 Lynch, John C.  
 MacMaster, Edward A.  
 McAnarney, John W.  
 McLaud, Abner S.  
 Moran, William  
 Peirce, Albion G.  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Reidy, Michael J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Tatman, Charles T.  
 Theller, Ralph L.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Williams, Fred Homer  
 Wilson, William H.  
 Winslow, Guy M.

192 yeas; 62 nays.

Therefore the second foregoing amendment moved by Mr. Anderson was adopted.

The resolution, as thus amended (Doc. No. 362), was ordered to a second reading.

Mr. Underhill of Somerville moved that the Convention adjourn; and this motion was adopted, by a vote of 149 to 39.

Accordingly, at one minute before four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.



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FRIDAY, October 5, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Charles Tilton of Framingham.

## *Quorum.*

Mr. Lane of Boston moved that the roll of the Convention be *quorum* called, to ascertain if a quorum was present; and this motion prevailed.

The roll was called; and 199 members answered to their names, as follows: —

Messrs. Anderson, Frederick L.  
Anderson, George W.  
Aylward, James F.  
Bailey, Charles O.  
Bangs, Francis R.  
Barnes, George L.  
Barrett, James T.  
Bartlett, Horace I.  
Bassett, Edmund  
Batchelder, Albert W.  
Bates, John L.  
Bauer, Ralph S.  
Begley, John S.  
Bennett, Frank P.  
Blackmun, Paul R.  
Bodfish, John D. W.  
Bolster, Percy G.  
Boucher, Joseph Zoël  
Bouvé, Walter L.  
Boynton, Thomas J.  
Brackett, John Q. A.  
Brennan, James H.  
Brine, Henry C.  
Broderick, Patrick S.  
Brooks, George F.  
Bryant, Lincoln  
Buck, Maurice A.  
Bullock, William J.  
Burns, William A.  
Butler, A. Webster  
Buttrick, Allan G.  
Callahan, Timothy F.  
Chandler, Leonard B.  
Chase, Mial W.  
Clark, Ezra W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Coombs, Zelotes W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Coughlan, William J.  
Crafts, Lyman A.

Messrs. Craven, John H.  
Creamer, Walter H.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Charles P., Jr.  
Curtis, Edwin U.  
Curtiss, Elmer L.  
Cusick, John F.  
Dale, George H.  
Daley, Peter  
Daly, John W.  
Davis, Elbridge G.  
Dean, Robert A.  
Delaney, Louis F.  
Dellinger, Raymond P.  
Derbyshire, James H.  
Doe, Orestes T.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Doran, James P.  
Dresser, Frank F.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.  
Ferrey, Irving D.  
Finn, E. Philip  
Fisher, Edward  
Flaherty, William  
Flye, Louis Edwin  
Fraser, Eugene B.  
French, Asa P.  
Garland, Francis P.  
Gates, Joseph S.  
Gaylord, Henry E.  
George, Samuel W.  
Giddings, Charles  
Glazier, Frederick P.  
Gleason, Nesbit G.  
Good, John P.  
Green, Thomas H.  
Hale, Edward R.  
Hall, Frederick S.

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Messrs.	Hamilton, Andrew Foster Harding, Clarence W. Harriman, Arthur N. Harrington, Patrick H. Hart, Albert Bushnell Hibbard, Charles E. Hicks, George H. Hoitt, Augustus J. Horgan, Francis J. Hutchings, Henry M. Jones, George R. Kelley, George W. Kelley, Thomas R. Kelly, Luke L. Kenefick, Thomas W. Kenny, Herbert A. Kilbon, John L. Lane, Daniel W. Langelier, Louis F. R. Leonard, Joseph J. Look, William J. Loring, Augustus P. Lowe, Arthur H. Lowell, James A. Luce, Robert Lufkin, Willfred W. Lyman, Frank E. MacMaster, Edward A. Maguire, James E. Mahoney, John J. Mancovitz, David Martin, Martin L. McAnarney, John W. McCarthy, Charles F. McIsaac, Daniel V. McKeon, Francis P. McLaud, Abner S. Merrill, George Frye Michelman, Joseph Mitchell, Charles Mitchell, John Montague, David T. Moore, Charles D. C. Moran, William Moriarty, James T. Morton, James M. Murley, Joseph J. Myron, John F. Nestor, Patrick F. Newhall, Arthur N. Newton, H. Huestis Nutting, Edward H. O'Connell, John P. O'Connor, John D. Parker, Herbert	Messrs.	Parkman, Henry Pelletier, Joseph C. Peterson, Patrick Pillsbury, Albert E. Powers, Samuel L. Quincy, Josiah Quinn, Timothy F. Richardson, Edward A. Richardson, James P. Rieutord, Louis O. Robbins, Edward J. Ross, Samuel Saunders, Amos T. Shattuck, Josiah B. Shaw, Michael F. Shea, John M. Shea, John T. Sheehan, Christopher A. Sherburne, Nelson Smith, Jerome S. Smith, Rutherford E. Sparrell, Ernest H. Stoeber, Charles Sullivan, Edmund G. Sullivan, Joseph M. Sullivan, William H. Sullivan, William J. Sweet, Joseph L. Swig, Louis Talbot, Harry R. Theller, Ralph L. Thompson, Edward Thompson, Hubert C. Thompson, John L. Tilton, Rufus H. Turner, Joseph Twomey, John C. Underhill, Charles L. Walker, Joseph Walsh, David I. Washburn, Albert H. Waterman, George B. Webster, Francis E. Webster, George P. Weekes, George LeRoy Wellman, Arthur Holbrook Wheeler, William Whitehead, James Whittier, Eugene P. Williams, Fred Homer Wing, Herbert Winslow, Guy M. Wonson, Carlton W. Youngman, William S.
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Therefore it appeared that a quorum was then present.

*Hour of Adjournment.*

Hour of adjournment.

Mr. George of Haverhill moved that, if the Convention is in session at quarter-past twelve o'clock P.M. to-day, the President shall declare an adjournment until Tuesday next.

FRIDAY, OCTOBER 5, 1917.

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After debate, the previous question having been ordered, on motion of Mr. Bauer of Lynn, the question was put, and 100 members voted in the affirmative and 105 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. George; and on the roll call 96 members voted in the affirmative and 126 in the negative, as follows: —

YEAS.

Messrs. Adams, Charles Francis	Messrs. French, Asa P.
Bailey, Charles O.	George, Samuel W.
Balch, Francis N.	Giddings, Charles
Bangs, Francis R.	Gleason, Neabit G.
Barnes, Clarence A.	Greenwood, Hamlet S.
Barnes, George L.	Hale, Edward R.
Bartlett, Horace I.	Hall, Frederick S.
Bassett, Edmund	Hamilton, Andrew Foster
Blackmurr, Paul R.	Hibbard, Charles E.
Bolster, Percy G.	Hutchings, Henry M.
Bouvé, Walter L.	Jones, George R.
Bowen, Patrick	Kelley, George W.
Brackett, John Q. A.	Kenefick, Thomas W.
Brooks, George F.	Knotts, J. Franklin
Bryant, Lincoln	Lane, Daniel W.
Buck, Maurice A.	Langelier, Louis F. R.
Burns, William A.	Look, William J.
Buttrick, Allan G.	Loring, Augustus P.
Chandler, Leonard B.	Lowell, James A.
Charbonneau, Henry V.	Luce, Robert
Chase, Mial W.	Lufkin, Willfred W.
Clapp, Robert P.	Lyman, Frank E.
Clark, Chester W.	Montague, David T.
Codman, James M., Jr.	Moore, Charles D. C.
Coe, S. Hamilton	Morton, James M.
Collier, David R.	Parkman, Henry
Collins, Samuel I.	Pillsbury, Albert E.
Coogan, Clement F.	Richardson, Edward A.
Coombs, Zelotes W.	Robbins, Edward J.
Crafts, Lyman A.	Saunders, Amos T.
Craven, John H.	Shattuck, Josiah B.
Crosby, J. Howell	Smith, Jerome S.
Crossley, William Cyril	Smith, Rutherford E.
Cummings, John W.	Sullivan, Edmund G.
Curtis, Charles P., Jr.	Sweet, Joseph L.
Curtis, Edwin U.	Thompson, Hubert C.
Curtiss, Elmer L.	Thompson, John L.
Cusick, John F.	Tilton, Rufus H.
Dale, George H.	Turner, Joseph
Davis, Elbridge G.	Underhill, Charles L.
Doe, Orestes T.	Waterman, George B.
Dresser, Frank F.	Wellman, Arthur Holbrook
Dutch, Charles Frederick	Wheeler, William
Farnsworth, Frank S.	Whittier, Eugene P.
Feiker, William H.	Willett, George Franklin
Ferrey, Irving D.	Williams, Fred Homer
Fisher, Edward	Wing, Herbert
Fraser, Eugenie B.	Youngman, William S.

NAYS.

Messrs. Adams, Brooks	Messrs. Batchelder, Albert W.
Adams, Smith J.	Bates, Sanford
Anderson, Frederick L.	Bauer, Ralph S.
Anderson, George W.	Begley, John S.
Aylward, James F.	Bennett, Frank P.
Barrett, James T.	Bergengren, Roy F.

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After debate the question was put, and 99 members voted in the affirmative and 115 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker; and on the roll call 108 members voted in the affirmative, and 116 in the negative, as follows:—

## YEAS.

Messrs. Adams, Smith J.	Messrs. Kelly, Luke L.
Anderson, Frederick L.	Kenny, Herbert A.
Anderson, George W.	Kerr, Alexander
Aylward, James F.	Kilbon, John L.
Barrett, James T.	Leonard, Joseph J.
Batchelder, Albert W.	Love, Joseph A.
Bates, Sanford	Lynch, John C.
Bauer, Ralph S.	Maguire, James E.
Bergengren, Roy F.	Mahoney, John J.
Bigney, Robert E.	Mancovitz, David
Boucher, Joseph Zoël	Martin, Martin L.
Bowen, Patrick	McCarthy, Charles F.
Boynton, Thomas J.	McCormack, John W.
Brennan, James H.	McKeon, Francis P.
Brine, Henry C.	McLaud, Abner S.
Broderick, Patrick S.	Merrill, George Frye
Bullock, William J.	Michelman, Joseph
Burrell, Fred J.	Mitchell, John
Butler, A. Webster	Moran, William
Callahan, Timothy F.	Moriarty, James T.
Carr, Edward	Moynihan, James J.
Clark, Ezra W.	Murley, Joseph J.
Cooney, Charles P.	Myron, John F.
Corrigan, Robert S.	Nestor, Patrick F.
Coughlan, William J.	Newhall, Arthur N.
Creamer, Walter H.	Newton, H. Huestis
Daley, Peter	Nutting, Edward H.
Daly, John W.	O'Connell, John J.
Day, Charles M.	O'Connell, John P.
Dean, Robert A.	O'Connor, John D.
Delaney, Louis F.	Pelletier, Joseph C.
Derbyshire, James H.	Peterson, Patrick
Donnelly, James P.	Quincy, Josiah
Donoghue, John A.	Quinn, Timothy F.
Donovan, Daniel R.	Ross, Samuel
Donovan, Thomas F.	Shaw, Michael F.
Doran, James P.	Shea, John T.
Driscoll, Dennis D.	Sheehan, Christopher A.
Driscoll, Timothy J.	Sherburne, Nelson
Finn, E. Philip	Sparrell, Ernest H.
Flaherty, William	Stoeber, Charles
Flye, Louis Edwin	Sullivan, Joseph M.
Flynn, Maurice R.	Sullivan, William H.
Gallagher, Daniel J.	Sullivan, William J.
Garland, Francis P.	Swig, Louis
Gartland, John J.	Talbot, Harry R.
Glazier, Frederick P.	Theller, Ralph L.
Good, John P.	Thompson, Edward
Green, Thomas H.	Twomey, John C.
Harding, Clarence W.	Walker, Joseph
Harriman, Arthur N.	Walsh, David I.
Hoitt, Augustus J.	Webster, Francis E.
Horgan, Francis J.	Whitehead, James
Johnson, Charles R.	Winslow, Guy M.

## NAYS.

Messrs. Adams, Brooks  
Adams, Charles Francis  
Bailey, Charles O.

Messrs. Balch, Francis N.  
Bangs, Francis R.  
Barnes, Clarence A.

*Placing of Resolutions on the Ballot.*

Mr. Anderson of Newton moved that the Secretary of the Convention be instructed to transmit to the Secretary of the Commonwealth the engrossed Resolution relative to the support of certain institutions from public funds (Doc. No. 348), and that the Secretary of the Commonwealth be instructed to place upon the ballot at the next ensuing state election the question of the adoption of the amendment to the Constitution embodied in said resolution. The form of the question shall be determined by the committees on Rules and Procedure and on Amendment and Codification of the Constitution, as already voted.

Public funds,  
— support of  
certain  
institutions.

After debate Mr. Edwin U. Curtis of Boston moved that the motion be referred to the committees on Rules and Procedure and Amendment and Codification of the Constitution, sitting jointly.

After further debate Mr. Creamer of Lynn moved the previous question; and this motion, after debate, was negatived, by a vote of 31 to 138.

The motion of Mr. Curtis was then adopted.

The consideration of the following order, offered by Mr. Lowe of Fitchburg, was postponed until the next session, at the request of Mr. Creamer of Lynn: —

*Ordered*, That the Secretary of the Convention be instructed to notify the Secretary of the Commonwealth that the only resolutions to be put upon the ballot at the coming state election will be the Resolution to provide for absentee voting (Doc. No. 357), and the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 361).

Absentee  
voting; necessi-  
ties of life.

*Leave of Absence.*

On motion of Mr. Dresser of Worcester, —

*Voted*, That Mr. Hobbs of Worcester be granted leave of absence from to-day's session, in order that he may attend a funeral.

Clarence W.  
Hobbs, Jr.

*Negligence of Spectators.*

On motion of Mr. Pillsbury of Wellesley, —

*Voted*, That the Sergeant-at-Arms take such measures as may be necessary to protect the personal safety of members of the Convention against the negligence of spectators in the gallery.

Negligence  
of spectators.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 359) was considered, the question being on ordering it to a second reading.

Initiative and  
referendum.

Mr. Walker of Brookline moved that, unless a vote be sooner reached, debate be closed at three o'clock P.M., on Wednesday, October 10, and that the member in charge of the measure then be allowed twenty minutes.

Limit of  
debate.

## JOURNAL OF THE CONVENTION,

After debate the question was put, and 99 members voted in the affirmative and 115 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker; and on the roll call 108 members voted in the affirmative, and 116 in the negative, as follows: —

## YEAS.

Messrs. Adams, Smith J.	Messrs. Kelly, Luke L.
Anderson, Frederick L.	Kenny, Herbert A.
Anderson, George W.	Kerr, Alexander
Aylward, James F.	Kilbon, John L.
Barrett, James T.	Leonard, Joseph J.
Batchelder, Albert W.	Love, Joseph A.
Bates, Sanford	Lynch, John C.
Bauer, Ralph S.	Maguire, James E.
Bergengren, Roy F.	Mahoney, John J.
Bigney, Robert E.	Mancovitz, David
Boucher, Joseph Zoel	Martin, Martin L.
Bowen, Patrick	McCarthy, Charles F.
Boynton, Thomas J.	McCormack, John W.
Brennan, James H.	McKeon, Francis P.
Brine, Henry C.	McLaud, Abner S.
Broderick, Patrick S.	Merrill, George Frye
Bullock, William J.	Michelman, Joseph
Burrell, Fred J.	Mitchell, John
Butler, A. Webster	Moran, William
Callahan, Timothy F.	Moriarty, James T.
Carr, Edward	Moynihan, James J.
Clark, Ezra W.	Murley, Joseph J.
Cooney, Charles P.	Myron, John F.
Corrigan, Robert S.	Nestor, Patrick F.
Coughlan, William J.	Newhall, Arthur N.
Creamer, Walter H.	Newton, H. Huestis
Daley, Peter	Nutting, Edward H.
Daly, John W.	O'Connell, John J.
Day, Charles M.	O'Connell, John P.
Dean, Robert A.	O'Connor, John D.
Delaney, Louis F.	Pelletier, Joseph C.
Derbyshire, James H.	Peterson, Patrick
Donnelly, James P.	Quincy, Josiah
Donoghue, John A.	Quinn, Timothy F.
Donovan, Daniel R.	Ross, Samuel
Donovan, Thomas F.	Shaw, Michael F.
Doran, James P.	Shea, John T.
Driscoll, Dennis D.	Sheehan, Christopher A.
Driscoll, Timothy J.	Sherburne, Nelson
Finn, E. Philip	Sparrell, Ernest H.
Flaherty, William	Stoeber, Charles
Flye, Louis Edwin	Sullivan, Joseph M.
Flynn, Maurice R.	Sullivan, William H.
Gallagher, Daniel J.	Sullivan, William J.
Garland, Francis P.	Swig, Louis
Gartland, John J.	Talbot, Harry R.
Glasier, Frederick P.	Theller, Ralph L.
Good, John P.	Thompson, Edward
Green, Thomas H.	Twomey, John C.
Harding, Clarence W.	Walker, Joseph
Harriman, Arthur N.	Walsh, David I.
Hoitt, Augustus J.	Webster, Francis E.
Horgan, Francis J.	Whitehead, James
Johnson, Charles R.	Winslow, Guy M.

## NAYS.

Messrs. Adams, Brooks  
Adams, Charles Francis  
Bailey, Charles O.

Messrs. Balch, Francis N.  
Bangs, Francis R.  
Barnes, Clarence A.

Messrs. Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Bennett, Frank P.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bouvé, Walter L.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Bryant, Lincoln  
 Buck, Maurice A.  
 Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Coombs, Zeletes W.  
 Costello, Francis M.  
 Crafts, Lyman A.  
 Craven, John H.  
 Creed, James F.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Cummings, John W.  
 Curtis, Charles P., Jr.  
 Curtis, Edwin U.  
 Curtiss, Elmer L.  
 Cusick, John F.  
 Dale, George H.  
 Davis, Elbridge G.  
 Davis, William R.  
 Dellinger, Raymond P.  
 Doe, Orestes T.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fisher, Edward  
 Fraser, Eugene B.  
 French, Asa P.  
 Gates, Joseph S.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Neabit G.  
 Greenwood, Hamlet S.  
 Hale, Edward R.

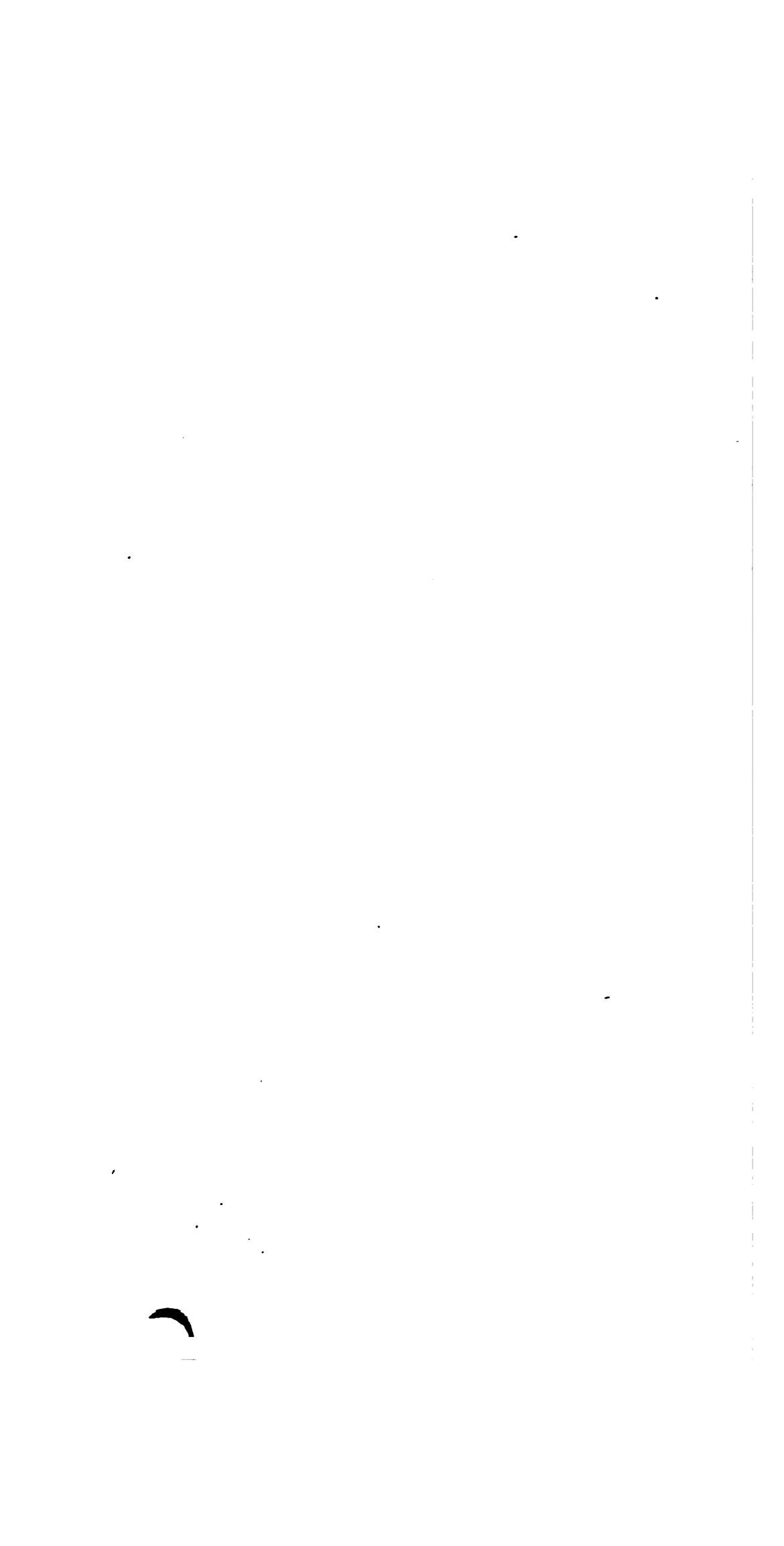
Messrs. Hall, Frederick S.  
 Hamilton, Andrew Foster  
 Hibbard, Charles E.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kelley, Thomas R.  
 Kenefick, Thomas W.  
 Knotts, J. Franklin  
 Lane, Daniel W.  
 Langelier, Louis F. R.  
 Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lufkin, Willfred W.  
 Lyman, Frank E.  
 Mansfield, John J.  
 McAnarney, John W.  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morrill, Charles H.  
 Morton, James M.  
 Parker, Herbert  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Powers, Samuel L.  
 Richardson, Edward A.  
 Rieutord, Louis O.  
 Robbins, Edward J.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Stearns, Harry N.  
 Sullivan, Edmund G.  
 Sweet, Joseph L.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Turner, Joseph  
 Waughburn, Albert H.  
 Waterman, George B.  
 Webster, George P.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wonson, Carlton W.  
 Wood, Charles J.

108 yeas; 116 nays.

Therefore the motion of Mr. Walker was negatived.

The same member then moved that the Convention adjourn; *Adjournment*, and this motion was adopted, by a vote of 129 to 33.

Accordingly, at twenty minutes before one o'clock, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.



# JOURNAL OF THE CONVENTION.

TUESDAY, October 9, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Edward Marsh of Boston.

## *Extension of Time for Certain Reports.*

On motion of Mr. Washburn of Middleborough, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, October 16, in which to report on matters before them. Reports of committees, — extension of time.

## *Leave of Absence.*

On motion of Mr. Creed of Boston, —

*Ordered*, That Mr. Cummings of Fall River be granted leave John W. Cummings. of absence, under Rule 13, for the present week, because of the death of a relative.

On motion of Mr. Creamer of Lynn, —

*Ordered*, That Mr. Lummus of Lynn be granted leave of absence, under Rule 13, on account of illness. Henry T. Lummus.

On motion of Mr. Harriman of New Bedford, —

*Ordered*, That Mr. Theller of New Bedford be granted leave of absence, under Rule 13, for the present week, on account of the death of a relative. Ralph L. Theller.

On motion of Mr. Powers of Newton, —

*Voted*, That Mr. Anderson of Brookline be granted leave of absence for two days, because of duties in connection with business for the national government. George W. Anderson.

## *Adjournment Over October 12.*

On motion of Mr. Boucher of New Bedford, —

*Voted*, That, when the Convention adjourns on Thursday, October 11, it adjourn to meet on Tuesday, October 16. Adjournment Thursday to Tuesday.

## *Quorum.*

Mr. Collins of Amesbury asked for a count of the Convention, Quorum. to ascertain if a quorum was present. A count showed that 121 members were present. The President requested the Sergeant-at-Arms to secure the attendance of a quorum.

## *Placing of Resolutions on the Ballot.*

On the appearance of a quorum the following order, offered by Mr. Lowe of Fitchburg, the consideration of which was postponed from the last session, was considered: —

## JOURNAL OF THE CONVENTION,

Absentee voting; necessities of life.

*Ordered*, That the Secretary of the Convention be instructed to notify the Secretary of the Commonwealth that the [A] only resolutions [B] to be put upon the ballot at the coming state election [C] will be the Resolution to provide for absentee voting, and the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life.

Mr. Pelletier, — amendments.

After debate Mr. Pelletier of Boston moved that the order be amended by including the Resolution relative to the support of certain institutions from public funds.

After further debate the same member moved that the foregoing amendment be amended by adding the Resolution relative to universities and colleges and to the encouragement of literature.

Mr. Walker, — amendments.

After further debate Mr. Walker of Brookline (Mr. Quincy of Boston being in the chair) moved that the order be amended by striking out, at "A", the word "only", and inserting in place thereof the word "following"; by striking out, at "B", the word "to", and inserting in place thereof the word "will"; and by striking out, at "C", the words "will be", and inserting in place thereof a colon.

After further debate Mr. Delaney of Holyoke (Mr. Charles P. Curtis, Jr., of Boston being in the chair) moved the previous question; and this motion prevailed.

The President having resumed the chair the amendments moved by Mr. Walker of Brookline were rejected, by a vote of 91 to 106.

The amendment of the amendment moved by Mr. Pelletier was adopted, by a vote of 130 to 60. The amendment, as amended, was then adopted, by a vote of 131 to 71.

Absentee voting; necessities of life; public funds, — appropriations; education and literature.

The order, as amended, was then adopted, as follows: —

- *Ordered*, That the Secretary of the Convention be instructed to notify the Secretary of the Commonwealth that the only resolutions to be put upon the ballot at the coming state election will be the Resolution to provide for absentee voting, the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life, the Resolution relative to the support of certain institutions from public funds, and the Resolution relative to universities and colleges and to the encouragement of literature.

Recess.

At one o'clock, under the provisions of a standing order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

Quorum.

Mr. Washburn of Worcester doubted the presence of a quorum. The President requested the Sergeant-at-Arms to secure the attendance of a quorum.

*Placing on the Ballot the Article of Amendment Relative to Absentee Voting.*

Mr. Washburn of Middleborough, for the committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution, sitting jointly, who were requested to

TUESDAY, OCTOBER 9, 1917.

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report an order directing the manner in which the several proposals to amend the Constitution, duly passed by the Convention, shall be submitted to the people for their ratification and adoption at the regular state election to be held on November 6 next, — reported, in part, recommending the adoption of the following order: —

*Ordered,* That the following Article of Amendment of the Constitution of the Commonwealth, which has been made and adopted by this Convention, and which shall be numbered one, shall be submitted to the people for their ratification and adoption, by printing the same upon the official ballots, to be prepared and transmitted by the Secretary of the Commonwealth to all polling places established by law within the Commonwealth for the state election to be held on the sixth day of November next, at which said places all persons qualified to vote for state officers may give in their vote by ballot for or against said Article of Amendment in the following form, to wit: —

“To vote on the following mark a Cross X in the square at the right of Yes or No: —

Shall the following Article of Amendment relative to absentee voting, submitted by the Constitutional Convention, be approved and ratified?

1

ARTICLE OF AMENDMENT.

The general court shall have power to provide by law for voting by qualified voters of the Commonwealth who, at the time of an election, are absent from the city or town of which they are inhabitants in the choice of any officer to be elected or upon any question submitted at such election.”

YES.	<input type="checkbox"/>
NO.	<input type="checkbox"/>

*And ordered further,* That the method prescribed by the provisions of Chapter eight hundred and thirty-five, Acts, 1913, as amended by Chapter one hundred and nine, General Acts, 1917, for the transmission, examination and tabulation of the returns of votes cast on any question submitted by statute, shall apply to the transmission, examination and tabulation of the returns of votes cast for and against such Article of Amendment. If such Article of Amendment shall appear to be approved by a majority of the qualified voters voting thereon, according to the votes returned, examined and tabulated, as herein provided, it shall be deemed and taken to be ratified and adopted by the people, and the same shall be enrolled on parchment and deposited in the secretary's office, and shall become part of the Constitution of this Commonwealth.

*And ordered further,* That His Excellency the Governor shall thereupon cause public proclamation to be made, announcing that such Article of Amendment has been duly ratified and adopted by the people of the Commonwealth.

The report was read. The reading of the order was then dispensed with, on motion of Mr. Washburn; and it was placed in the Orders of the Day for the next session.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Initiative and referendum.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 359), being the unfinished business of the last session, was considered further, the question being on ordering it to a second reading.

Mr. Loring of Beverly moved that the resolution be amended by striking out lines 13 to 47, inclusive, and inserting in place thereof the following: —

Mr. Loring, — amendment.

"If a proposal for a specific amendment of the constitution is introduced into the general court by initiative petition signed by not less than twenty-five thousand qualified voters in the manner herein provided, or by recommendation of the governor by message, or if in case of a proposal for amendment otherwise introduced consideration thereof in joint session is called for by vote of either house, such proposal shall, not later than the second Wednesday in June, be laid before a joint session of the two houses, at which the president of the senate shall preside; and if the two houses fail to agree upon a time for holding any joint session hereby required, or fail to continue the same from time to time until final action has been taken upon all amendments pending, the governor shall call such joint session or continuance thereof. Final legislative action upon any amendment shall be taken only by call of the yeas and nays, which shall be entered upon the journals of the two houses; and an unfavorable vote at any legislative stage preceding final action shall be verified by call of the yeas and nays, to be entered in like manner. An amendment introduced by initiative petition shall be voted upon in the form in which it was introduced, provided that such amendment may be amended in any manner not inconsistent with its general purpose by vote of three-quarters of the members voting thereon in joint session. An amendment introduced by recommendation of the governor shall be voted upon either in the form in which it was originally recommended or in such amended form as the governor may by message approve or substitute.

"An amendment introduced by initiative petition or by the governor shall be designated an initiative amendment, and an amendment otherwise introduced shall be designated a legislative amendment. At such joint session, if a legislative amendment shall be agreed to by a majority of all the members elected to the general court, or if an initiative amendment shall receive the affirmative votes of not less than one-quarter of all the members elected to the general court, in either case such amendment shall be deemed to be referred to the next general court.

"If any legislative amendment shall again be agreed to by a majority of all the members elected to the next general court, voting in a joint session of the two houses to be held as afore-

said, it shall then be submitted by the general court to the people. If any initiative amendment shall again receive in the next general court the affirmative votes of at least one-quarter of all the members elected, such fact shall be certified by the clerk of such joint convention to the secretary of the commonwealth and he shall submit the amendment to the people at the next state election. Any amendment so submitted shall be adopted and become part of the constitution if approved in the case of a legislative amendment by a majority of the voters voting thereon, or if approved in the case of an initiative amendment by voters at least equal in number to thirty per cent. of the voters voting at such election and also by a majority of the voters voting on such amendment.

"Article nine of the amendments to the constitution is hereby annulled."

Mr. Bennett of Saugus moved that, unless a vote be sooner reached, debate be closed at three o'clock P.M. on Tuesday, October 16. After debate this motion was negatived, by a vote of 66 to 97.

Mr. Quincy of Boston moved that the amendment moved by Mr. Loring of Beverly be debated and voted upon before the Convention proceeds to the consideration of other amendments; and this motion prevailed.

After debate the amendment moved by Mr. Loring was adopted.

Mr. Walker of Brookline moved that the resolution be amended as follows: —

By inserting after the word "law", in line 84, the words Mr. Walker, —  
"hereinafter designated as the measure"; ~~amendments.~~

By striking out, in line 89, the word "He", and inserting in place thereof the words "The secretary of the commonwealth";

By striking out, in lines 90 and 91, the words "constitutional amendment or law", and inserting in place thereof the word "measure";

By striking out, in line 93, the words "for a law or an amendment to the constitution";

By striking out, in line 106, the words "constitutional amendment or law", and inserting in place thereof the word "measure";

By inserting after the word "division", in line 111, the words "or to particular districts or localities";

By striking out, in line 114, the words "final enactment", and inserting in place thereof the words "it has become a law";

By striking out, in line 134, the words "its final enactment", and inserting in place thereof the words "it has become a law";

By inserting after the word "law", in line 139, in both places where it occurs, the words "or part thereof";

By inserting after the word "division", in line 181, the words "or to a particular district or locality"; and

By striking out, in line 195, the words "cause each question", and inserting in place thereof the words "give each question a number and cause it".

After debate the amendments of lines 84, 89, 90 and 91, 93, 106, 111, 114 and 134 were severally adopted.

Mr. Bryant, — amendments. Mr. Bryant of Milton then moved that the resolution be amended as follows: —

By striking out, in line 8, the words "or any part thereof,";

By striking out, in lines 141, 146, 148, 149, 150 and 151, 169, 171, 172 and 174, the words "or part thereof"; and

By striking out, in line 162, the words "or any part thereof".

Adjournment. Mr. Crafts of Whately then moved that the Convention adjourn; and this motion was adopted, by a vote of 106 to 33.

Accordingly, at four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.





# JOURNAL OF THE CONVENTION.

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WEDNESDAY, October 10, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Francis E. Webster of Waltham, a member of the Convention.

## *Leave of Absence.*

On motion of Mr. Dennis D. Driscoll of Boston, —

*Ordered*, That Mr. Moriarty of Boston be granted leave of absence, under Rule 13, on account of illness. James T. Moriarty.

## *Attendance of Delegates Equivalent to Court Engagements.*

A communication from John A. Aiken, Chief Justice of the Superior Court, stating that, at a meeting of the Justices of the Superior Court held October 6, it was "Voted that the Resolution of the Constitutional Convention that the courts of the Commonwealth be respectfully requested to make the attendance of delegates of the Convention to be equivalent to a court engagement by such delegates be granted in such matters as the Superior Court has jurisdiction", — was read, and placed on file.

Superior Court, — engagement of delegates of the Convention.

## *Committee on Form and Phraseology — Consideration of Amendments.*

On motion of Mr. Parkman of Boston, —

*Ordered*, That the committee on Rules and Procedure consider and report some means or rule by which, after a resolution has been reported by the committee on Form and Phraseology and amendments have been adopted to such resolution, the same may again be considered by the committee on Form and Phraseology.

Amendments, — consideration by committee on Form and Phraseology.

## *Discharged from the Orders of the Day.*

Mr. Dennis D. Driscoll of Boston moved that the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 361) be discharged from the Orders of the Day, under Rule 39.

Necessities of life, — acquirement, sale and distribution.

Mr. Washburn of Worcester doubted the presence of a quorum. Quorum. The President requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum the motion of Mr. Driscoll was adopted; and the resolution was read a third time.

The committee on Form and Phraseology reported recommending that the resolution be amended by the substitution of a new draft with a similar title (Doc. No. 363).

Mr. Driscoll then moved that the further consideration of the resolution be specially assigned for two o'clock P.M. to-day; and this motion prevailed.

On motion of Mr. Washburn of Middleborough the following order was discharged from the Orders of the Day, under Rule 39, and was adopted: —

Absentee voting.

*Ordered*, That the following Article of Amendment of the Constitution of the Commonwealth, which has been made and adopted by this Convention, and which shall be numbered one, shall be submitted to the people for their ratification and adoption, by printing the same upon the official ballots, to be prepared and transmitted by the Secretary of the Commonwealth to all polling places established by law within the Commonwealth for the state election to be held on the sixth day of November next, at which said places all persons qualified to vote for state officers may give in their vote by ballot for or against said Article of Amendment in the following form, to wit: —

---

"To vote on the following mark a Cross X in the square at the right of Yes or No: —

Shall the following Article of Amendment relative to absentee voting, submitted by the Constitutional Convention, be approved and ratified?

1

ARTICLE OF AMENDMENT.

The general court shall have power to provide by law for voting by qualified voters of the commonwealth who, at the time of an election, are absent from the city or town of which they are inhabitants in the choice of any officer to be elected or upon any question submitted at such election."

YES.	
NO.	

*And ordered further*, That the method prescribed by the provisions of Chapter eight hundred and thirty-five, Acts, 1913, as amended by Chapter one hundred and nine, General Acts, 1917, for the transmission, examination and tabulation of the returns of votes cast on any question submitted by statute, shall apply to the transmission, examination and tabulation of the returns of votes cast for and against such Article of Amendment. If such Article of Amendment shall appear to be approved by a majority of the qualified voters voting thereon, according to the votes returned, examined and tabulated, as herein provided, it shall be deemed and taken to be ratified and adopted by the people, and the same shall be enrolled on parchment and deposited in the secretary's office, and shall become part of the Constitution of this Commonwealth.

*And ordered further*, That His Excellency the Governor shall thereupon cause public proclamation to be made, announcing that such Article of Amendment has been duly ratified and adopted by the people of the Commonwealth.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 359), being the unfinished business of the last session, was considered further, the main question being on ordering it to a second reading.

On motion of Mr. Luce of Waltham the resolution was laid on the table.

The Resolution relative to universities and colleges and to the encouragement of literature (Doc. No. 362) was read a second time and considered.

Mr. Wellman of Topsfield moved that the resolution be amended by inserting before the article of amendment the following:

"Instead of Chapter V of Part the Second of the Constitution, the following modification and amendment thereof is substituted.

## CHAPTER V.

## THE UNIVERSITIES AND COLLEGES, AND THE ENCOURAGEMENT OF LITERATURE.

Section 1. *The Universities and Colleges.*

"Whereas our wise and pious ancestors, so early as the year one thousand six hundred and thirty-six, laid the foundation of Harvard College, and whereas at various later times to the present day by the generosity of benefactors and the encouragement of the General Court other institutions of higher learning have been established in the Commonwealth, in which universities and colleges many persons of great eminence have, by the blessing of God, been initiated in those arts and sciences, which qualified them for public employments, both in church and state: and whereas the encouragement of arts and sciences, and all good literature, tends to the honor of God, the advantage of all religion, and the great benefit of this and the other United States of America, —it is declared, that the President and Fellows of Harvard College, in their corporate capacity, and the trustees and governing bodies of all the universities, colleges and institutions of higher learning, their successors, their officers and servants, shall have, hold, use, exercise and enjoy, all the powers, authorities, rights, liberties, privileges, immunities, and franchises, which they now have, or are entitled to have, hold, use, exercise and enjoy, save as otherwise and elsewhere provided and elsewhere prohibited in the constitution: and the same are hereby ratified and confirmed unto them forever.

*Section 2. The Encouragement of Literature, etc.*

"Wisdom and knowledge, as well as virtue, diffused generally among the body of the people, being necessary for the preservation of their rights and liberties; and as these depend on spreading the opportunities and advantages of education in the various parts of the country, and among the different orders of the people, it shall be the duty of legislature and magistrates, in all future periods of this commonwealth, to cherish the interests of literature and the sciences and all seminaries of them; especially the university at Cambridge, all other universities, colleges, and higher institutions of learning, public schools and common schools in the towns; to encourage private societies and public institutions, rewards and immunities, for the promotion of agriculture, arts, sciences, commerce, trades, manufactures, and a natural history of the country; to countenance and inculcate the principles of humanity and general benevolence, public and private charity, industry and frugality, honesty and punctuality in their dealings; sincerity, good humor, and all social affections, and generous sentiments, among the people. To this end the legislature shall, save as otherwise and elsewhere provided and elsewhere prohibited in the constitution, have power to make such provision by taxation or otherwise as will in conjunction with the local agencies and institutions above enumerated, insure a complete and efficient system of education which will afford to every one opportunity for full mental, physical, and moral development, and will aid and encourage all to become unselfish and loyal citizens.

"No public money shall be appropriated under the above provisions to any school or institution not under public control."

After debate Mr. Kenny of Boston moved that the foregoing amendment be amended by striking out the last three lines.

Mr. Powers of Newton moved that the resolution be amended by adding at the end thereof the words "The legislature shall have power to pass laws promoting the sound development of the public school system of the state, and to raise money therefor by taxation. No public money, however, shall be appropriated under the above provision to any school or institution not under public control."

After debate, the previous question was ordered, on motion of Mr. White of North Brookfield. The amendment moved by Mr. Kenny was then rejected.

The amendment moved by Mr. Wellman was rejected, by a vote of 41 to 138.

The amendment moved by Mr. Powers was rejected, by a vote of 66 to 133.

The resolution was then ordered to a third reading.

*Placing on the Ballot the Article of Amendment Relative to the Support of Certain Institutions from Public Funds.*

Public funds,  
— support  
of certain  
institutions.

Mr. Washburn of Middleborough, for the committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution, sitting jointly, who were requested to

report an order directing the manner in which the several proposals to amend the Constitution, duly passed by the Convention, shall be submitted to the people for their ratification and adoption at the regular state election to be held on November 6 next,—reported, in part, recommending the adoption of the following order:—

*Ordered*, That the following Article of Amendment of the Constitution of the Commonwealth, which has been made and adopted by this Convention, and which shall be numbered two, shall be submitted to the people for their ratification and adoption, by printing the same upon the official ballots, to be prepared and transmitted by the Secretary of the Commonwealth to all polling places established by law within the Commonwealth for the state election to be held on the sixth day of November next, at which said places all persons qualified to vote for state officers may give in their vote by ballot for or against said Article of Amendment in the following form, to wit:—

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“To vote on the following mark a Cross X in the square at the right of Yes or No:—

In place of Article 18 of the Articles of Amendment of the Constitution, shall the following Article of Amendment relative to appropriations for educational and benevolent purposes, submitted by the Constitutional Convention, be approved and ratified?

2

ARTICLE OF AMENDMENT.

ARTICLE XVIII. SECTION 1. No law shall be passed prohibiting the free exercise of religion.

YES.	
NO.	

SECTION 2. All moneys raised by taxation in the towns and cities for the support of public schools, and all moneys which may be appropriated by the commonwealth for the support of common schools shall be applied to, and expended in, no other schools than those which are conducted according to law, under the order and superintendence of the authorities of the town or city in which the money is expended; and no grant, appropriation or use of public money or property or loan of public credit shall be made or authorized by the commonwealth or any political division thereof for the purpose of founding, maintaining or aiding any school or institution of learning, whether under public control or otherwise, wherein any denominational doctrine is inculcated, or any other school, or any college, infirmary, hospital, institution, or educational, charitable or religious undertaking which is not publicly owned and under the exclusive control, order and superintendence of public officers or public agents authorized by the commonwealth or federal authority or both, except that appropriations may be made for the maintenance and support of the Soldiers' Home in Massachusetts and for free public libraries in any city or town, and to carry out legal obligations, if any, already entered into and no such grant, appropriation or use of public money or property or loan of public credit shall be made or authorized

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for the purpose of founding, maintaining or aiding any church, religious denomination or society.

**SECTION 3.** Nothing herein contained shall be construed to prevent the commonwealth, or any political division thereof, from paying to privately controlled hospitals, infirmaries, or institutions for the deaf, dumb or blind not more than the ordinary and reasonable compensation for care or support actually rendered or furnished by such hospitals, infirmaries or institutions to such persons as may be in whole or in part unable to support or care for themselves.

**SECTION 4.** Nothing herein contained shall be construed to deprive any inmate of a publicly controlled reformatory, penal or charitable institution of the opportunity of religious exercises therein of his own faith; but no inmate of such institution shall be compelled to attend religious services or receive religious instruction against his will, or, if a minor, without the consent of his parent or guardian.

**SECTION 5.** This amendment shall not take effect until the October first next succeeding its ratification and adoption by the people.

*And ordered further,* That the method prescribed by the provisions of Chapter eight hundred and thirty-five, Acts, 1913, as amended by Chapter one hundred and nine, General Acts, 1917, for the transmission, examination and tabulation of the returns of votes cast on any question submitted by statute, shall apply to the transmission, examination and tabulation of the returns of votes cast for and against such Article of Amendment if such Article of Amendment shall appear to be approved by a majority of the qualified voters voting thereon, according to the votes returned, examined and tabulated, as herein provided, it shall be deemed and taken to be ratified and adopted by the people, and the same shall be enrolled on parchment and deposited in the secretary's office, and shall become part of the Constitution of this Commonwealth.

*And ordered further,* That His Excellency the Governor shall thereupon cause public proclamation to be made, announcing that such Article of Amendment has been duly ratified and adopted by the people of the Commonwealth.

The report and the order were read. Pending the question on the adoption of the order Mr. Creed of Boston moved that the Convention take a recess until two o'clock; and this motion prevailed.

**Recess.** Accordingly, at three minutes before one o'clock, a recess was taken until two o'clock; at which hour the Convention re-assembled.

**Quorum.** Mr. Washburn of Middleborough doubted the presence of a quorum. The President requested the Sergeant-at-Arms to secure the attendance of a quorum.

*Special Assignment.*

On the appearance of a quorum the special assignment was considered, being the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 361), the main question being on passing it to be engrossed.

Mr. Pillsbury of Wellesley moved that the amendment previously recommended by the committee on Form and Phraseology (Doc. No. 363) be amended by striking out the article of amendment, and inserting in place thereof the following:—

“The maintenance and distribution at reasonable rates, during time of war, public exigency, emergency or distress, of a sufficient supply of food for man and animals, fuel and ice, and the providing of shelter, are public functions, and the commonwealth and the cities and towns therein may, under such conditions, take and provide the same for their inhabitants in such manner as the general court shall determine.”

Mr. Clark of Brockton moved that the amendment recommended by the committee on Form and Phraseology be amended by adding at the end thereof the words “The legislature may, during times of war, emergency, distress or public exigency, provide for control and regulation of the distribution, storage and sale of food and other common necessities of life.”

Mr. Cusick of Boston moved that the amendment recommended by the committee on Form and Phraseology be amended by striking out the article of amendment, and inserting in place thereof the following:—

“During times of war, public emergency or public distress the commonwealth and the cities and towns therein shall have power to take by right of eminent domain or purchase, and to sell and distribute food and the common necessities of life and provide shelter for their inhabitants in such manner as the general court shall determine.”

Mr. Carr of Hopkinton moved that the amendment recommended by the committee on Form and Phraseology be amended by striking out, in lines 4 and 5, the words “, during time of war, public exigency, emergency or distress.”

Mr. Dutch of Winchester moved that the amendment recommended by the committee on Form and Phraseology be amended by striking out, in line 4, the word “exigency.”

Mr. Luce of Waltham moved that the amendment recommended by the committee on Form and Phraseology be amended by striking out the article of amendment, and inserting in place thereof the following:—

“The general court may determine what is a public use.”

Mr. Lowe of Fitchburg moved that the amendment recommended by the committee on Form and Phraseology be amended by inserting in line 3, after the word “maintenance”, the word “, production”.

Mr. Willett of Norwood moved that the amendment recommended by the committee on Form and Phraseology be amended

by inserting in line 3, at the beginning of the article of amendment, the words "The material welfare of the people depends upon the encouragement of individual initiative in developing the economic resources of the commonwealth and upon fostering the industries and enterprises of the people."

After further debate Mr. Sawyer of Ware moved the previous question.

Pending the question on the motion of Mr. Sawyer the following amendments were received, there being no objection:—

Mr. O'Connell, — amendments. Mr. O'Connell of Boston moved that the amendment recommended by the committee on Form and Phraseology be amended as follows:—

By inserting in line 5, after the word "distress", the words ", to be determined by the legislature"; and

By striking out, in lines 6 and 7, the words "are public functions", and inserting in place thereof the words "may be considered to be public functions when so determined by the legislature".

Mr. McLand, — amendments. Mr. McLand of Greenfield moved that the amendment recommended by the committee on Form and Phraseology be amended as follows:—

By striking out, in line 3, the words "at reasonable rates"; and

By inserting in line 8, after the word "take", the words ", paying reasonable compensation therefor".

Mr. Blackmur, — amendment. Mr. Blackmur of Quincy moved that the amendment recommended by the committee on Form and Phraseology be amended by inserting in line 3, after the word "maintenance", the word ", preservation".

Mr. Balch, — amendments. Mr. Balch of Boston moved that the amendment recommended by the committee on Form and Phraseology be amended as follows:—

By striking out, in line 4, the comma after the word "war", and inserting in place thereof the word "or";

By striking out, in the same line, the word "exigency,";

By striking out, in lines 4 and 5, the words "or distress"; and

By adding at the end thereof the words ", during such time as the general court may adjudge that war or public emergency exists".

Adjournment. Mr. French of Randolph then moved that the Convention adjourn; and this motion was adopted, by a vote of 108 to 53.

Accordingly, at two minutes after four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

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THURSDAY, October 11, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Earl M. Wilbur, D.D., President of the Pacific Unitarian School for the Ministry, Berkeley, California.

## *Discharge of the Convention — Referendum.*

Mr. George of Haverhill moved that the Secretary of the Commonwealth be directed to place on the ballot at the coming state election, Tuesday, November 6, the following question: —

“Shall the Constitutional Convention be discharged from the further consideration of amending the Constitution?”

On further motion of the same member the consideration of the motion was postponed until Tuesday next, first in the Orders of the Day.

Referendum  
on discharging  
the Conven-  
tion.

## *Committee on Form and Phraseology — Form of Reports.*

The consideration of the following order, offered by Mr. Washburn of Middleborough, was postponed until the next session, at the request of that member: —

*Ordered*, That the committee on Form and Phraseology be requested, in reporting upon proposals to amend the Constitution referred to it, to report in detail any and all alterations in punctuation and phraseology which have to do only with the question of form; and, further, to report separately and in detail any and all amendments making any change in the sense or legal effect or any material change in the construction of such proposals.

Reports of the  
committee on  
Form and  
Phraseology.  
— details.

## *Submission of Amendments at a Special Election.*

Mr. Brackett of Arlington offered the following order: —

*Ordered*, That all proposals to amend the Constitution which the Convention has voted or may hereafter, prior to January 1, 1918, vote to submit to the people be submitted at a special election to be held in April, 1918.

The same member moved that the order be referred to the committee on Rules and Procedure.

Mr. Collins of Amesbury doubted the presence of a quorum, Quorum, and moved that the roll be called to ascertain if a quorum was present. The motion was negatived.

A count of the Convention then showed that 151 members were present. The President requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum the motion of Mr. Brackett was adopted; and accordingly the order was referred to said committee.

## JOURNAL OF THE CONVENTION,

Voters.—  
information  
relative to  
proposed  
amendments.

Mr. Garland of Somerville, for the committee on Amendment and Codification of the Constitution, who were directed, by an order offered by Mr. Garland and adopted on June 20, to consider the advisability of causing to be prepared, printed and mailed to the voters of the Commonwealth before the state election information relative to proposed amendments to, and codification of, the Constitution, reported, in part, that it is inexpedient to take any such action with respect to the amendments which are to be placed on the ballot for the state election in the present year.

The report was read; and after debate it was accepted.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Necessities  
of life.—  
acquirement,  
sale and  
distribution.

The Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 361), being the unfinished business of the last session, was considered further, the main question being on passing it to be engrossed.

After debate the pending motion for the previous question was negatived, by a vote of 73 to 100.

Postponement.

After further debate Mr. Sawyer of Ware moved that the further consideration of the resolution be postponed until after the disposition of the succeeding matter in the Orders of the Day. After debate the question was put on the motion of Mr. Sawyer, and 101 members voted in the affirmative and 64 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Thompson of Haverhill; and on the roll call 147 members voted in the affirmative and 82 in the negative, as follows: —

YEAS.

Messrs. Adams, Brooks  
Adams, Scott  
Anderson, Frederick L.  
Anderson, George W.  
Avery, Nathan P.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barnes, George L.  
Barrett, James T.  
Bartlett, Horace I.  
Bassett, Edmund  
Batchelder, Albert W.  
Bates, Sanford  
Begley, John S.  
Besse, Harold A.  
Bicknell, Wallace H.  
Bodfish, John D. W.  
Bolster, Percy G.  
Bouvé, Walter L.  
Bowen, Patrick

Messrs. Boyer, Elmer E.  
Brennan, James J.  
Brine, Henry C.  
Broderick, Patrick S.  
Bruce, Charles  
Buck, Maurice A.  
Bullock, William J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Chandler, Leonard B.  
Charbonneau, Henry V.  
Chase, Mial W.  
Clapp, Robert P.  
Clark, Ezra W.  
Coleman, George W.  
Coughlan, William J.  
Creamer, Walter H.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Edwin U.

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Messrs. Curtiss, Elmer L.  
Cusick, John F.  
Daley, Peter  
Daly, John W.  
Davis, Elbridge G.  
Davis, William R.  
Day, Charles M.  
Dean, Robert A.  
Derbyshire, James H.  
Doe, Orestes T.  
Donovan, Daniel R.  
Donovan, Thomas F.  
Dresser, Frank F.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Ferrey, Irving D.  
Fisher, Edward  
Flaherty, William  
Fraser, Eugene B.  
French, Ass P.  
Garland, Francis P.  
Gartland, John J.  
Gates, Joseph S.  
Gaylord, Henry E.  
Glazier, Frederick P.  
Gleason, Nesbit G.  
Good, John P.  
Green, Thomas H.  
Greenwood, Hamlet S.  
Hale, Edward R.  
Hale, Matthew  
Hall, Frederick S.  
Hall, Isaac Freeman  
Hamilton, Andrew Foster  
Hart, Albert Bushnell  
Hawley, Truman R.  
Hicks, George H.  
Hobbs, Clarence W., Jr.  
Hoitt, Augustus J.  
Kilbon, John L.  
Kinney, William S.  
Lane, Daniel W.  
Langelier, Louis F. R.  
Lomasney, Martin M.  
Loring, Augustus P.  
Luce, Robert  
Lufkin, Willfred W.  
Lyman, Frank E.  
Lynch, John C.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
McCormack, John W.

Messrs. McLaud, Abner S.  
Merriam, John M.  
Merrill, George Frye  
Michelman, Joseph  
Montague, David T.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Parker, Herbert  
Parkman, Henry  
Pelletier, Joseph C.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Richardson, Edward A.  
Richardson, James P.  
Rieutord, Louis O.  
Robbins, Edward J.  
Sawyer, Roland D.  
Scigiano, Alfred P.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John M.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Smith, Jerome S.  
Sparrell, Ernest H.  
Stoeber, Charles  
Sullivan, William J.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Walcott, Robert  
Walker, Joseph  
Washburn, Albert H.  
Washburn, Charles G.  
Webster, Francis E.  
Webster, George P.  
Weekes, George LeRoy  
Whitehead, James  
Willett, George Franklin  
Wilson, William H.  
Wing, Herbert  
Wonson, Carlton W.  
Wood, Charles J.

NAYS.

Messrs. Aylward, James F.  
Bailey, Charles O.  
Bennett, Frank P.  
Bigney, Robert E.  
Blackmur, Paul R.  
Boucher, Joseph Zoël  
Brackett, John Q. A.  
Brooks, George F.  
Brown, E. Gerry  
Brown, Samuel F.  
Bryant, Lincoln  
Burns, William A.

Messrs. Buttrick, Allan G.  
Churchill, George B.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collins, Samuel I.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Costello, Francis M.  
Crafts, Lyman A.  
Craven, John H.  
Creed, James F.

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Messrs. Dale, George H.	Messrs. Love, Joseph A.
Delaney, Louis F.	Lowe, Arthur H.
Delano, Robert T.	Lowell, James A.
Dellinger, Raymond P.	MacMaster, Edward A.
Donoghue, John A.	Mansfield, John J.
Farnsworth, Frank S.	McAnarney, John W.
Feiker, William H.	Moran, William
Ferry, James R.	Morton, James M.
Finn, E. Philip	Pillsbury, Albert E.
Fitz-Randolph, Reginald T.	Putnam, Harry B.
Foss, George H.	Ray, Herbert L.
Frost, Archie N.	Ross, Samuel
George, Samuel W.	Saunders, Amos T.
Giddings, Charles	Shattuck, Josiah B.
Granfield, William J.	Shea, John T.
Hall, Elisha S.	Sullivan, Edmund G.
Harding, Clarence W.	Tatman, Charles T.
Harriman, Arthur N.	Thompson, Hubert C.
Harrington, Patrick H.	Thompson, John L.
Hibbard, Charles E.	Tilton, Rufus H.
Horgan, Francis J.	Turner, Joseph
Jones, George R.	Underhill, Charles L.
Kelley, George W.	Walker, George
Kelley, Thomas R.	Wellman, Arthur Holbrook
Kelly, Luke L.	White, John A.
Kenefick, Thomas W.	Whittier, Eugene P.
Leboeuf, Telesphore	Williams, Fred Homer
Leonard, Joseph J.	Winslow, Guy M.
Look, William J.	Youngman, William S.

147 yeas; 82 nays.

Therefore the motion of Mr. Sawyer was adopted.

The following order was then considered: —

Public funds, —  
appropriations.

*Ordered*, That the following Article of Amendment of the Constitution of the Commonwealth, which has been made and adopted by this Convention, and which shall be numbered two, shall be submitted to the people for their ratification and adoption, by printing the same upon the official ballots, to be prepared and transmitted by the Secretary of the Commonwealth to all polling places established by law within the Commonwealth for the state election to be held on the sixth day of November next, at which said places all persons qualified to vote for state officers may give in their vote by ballot for or against said Article of Amendment in the following form, to wit: —

---

"To vote on the following mark a Cross X in the square at the right of Yes or No: —

In place of Article 18 of the Articles of Amendment of the Constitution, shall the following Article of Amendment relative to appropriations for educational and benevolent purposes, submitted by the Constitutional Convention, be approved and ratified?

2

ARTICLE OF AMENDMENT.

ARTICLE XVIII. SECTION 1. No law shall be passed prohibiting the free exercise of religion.

SECTION 2. All moneys raised by taxation in the towns and cities for the support of public schools, and all moneys which

YES.	
NO.	

may be appropriated by the Commonwealth for the support of common schools shall be applied to, and expended in, no other schools than those which are conducted according to law, under the order and superintendence of the authorities of the town or city in which the money is expended; and no grant, appropriation or use of public money or property or loan of public credit shall be made or authorized by the Commonwealth or any political division thereof for the purpose of founding, maintaining or aiding any school or institution of learning, whether under public control or otherwise, wherein any denominational doctrine is inculcated, or any other school, or any college, infirmary, hospital, institution, or educational, charitable or religious undertaking which is not publicly owned and under the exclusive control, order and superintendence of public officers or public agents authorized by the Commonwealth or federal authority or both, except that appropriations may be made for the maintenance and support of the Soldiers' Home in Massachusetts and for free public libraries in any city or town, and to carry out legal obligations, if any, already entered into; and no such grant, appropriation or use of public money or property or loan of public credit shall be made or authorized for the purpose of founding, maintaining or aiding any church, religious denomination or society.

SECTION 3. Nothing herein contained shall be construed to prevent the Commonwealth, or any political division thereof, from paying to privately controlled hospitals, infirmaries, or institutions for the deaf, dumb or blind not more than the ordinary and reasonable compensation for care or support actually rendered or furnished by such hospitals, infirmaries or institutions to such persons as may be in whole or in part unable to support or care for themselves.

SECTION 4. Nothing herein contained shall be construed to deprive any inmate of a publicly controlled reformatory, penal or charitable institution of the opportunity of religious exercises therein of his own faith; but no inmate of such institution shall be compelled to attend religious services or receive religious instruction against his will, or, if a minor, without the consent of his parent or guardian.

SECTION 5. This amendment shall not take effect until the October first next succeeding its ratification and adoption by the people."

---

*And ordered further,* That the method prescribed by the provisions of Chapter eight hundred and thirty-five, Acts, 1913, as amended by Chapter one hundred and nine, General Acts, 1917, for the transmission, examination and tabulation of the returns of votes cast on any question submitted by statute, shall apply to the transmission, examination and tabulation of the returns of votes cast for and against such Article of Amendment. If such Article of Amendment shall appear to be approved by a majority of the qualified voters voting thereon, according to the votes returned, examined and tabulated, as herein provided, it shall be deemed and taken to be ratified and adopted by the people, and

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the same shall be enrolled on parchment and deposited in the secretary's office, and shall become part of the Constitution of this Commonwealth.

*And ordered further,* That His Excellency the Governor shall thereupon cause public proclamation to be made, announcing that such Article of Amendment has been duly ratified and adopted by the people of the Commonwealth.

Closing of debate.

Mr. Anderson of Newton moved that, unless a vote be sooner reached, debate be closed at 12.45 o'clock, and that speeches be limited to five minutes each. After debate this motion was adopted, by a vote of 138 to 33.

Mr. Washburn, — amendment.

Mr. Washburn of Worcester moved that the order be amended by striking out the paragraph preceding the article of amendment, and inserting in place thereof the following: —

"In place of Article 18 of the Articles of Amendment of the Constitution shall the following Article of Amendment, forbidding appropriations for denominational and other educational and benevolent purposes, submitted by the Constitutional Convention, be approved and ratified?"

Mr. Clapp, — amendment.

Mr. Clapp of Lexington moved that the amendment moved by Mr. Washburn be amended by striking out the words "denominational and other educational and benevolent purposes", and inserting in place thereof the words "privately controlled educational and other institutions".

Mr. Bartlett, — amendment.

After debate Mr. Bartlett of Newburyport moved that the order be amended by inserting in the paragraph preceding the article of amendment, after the word "Convention", the words "being the so-called Anti-Aid and Anti-Sectarian Amendment".

Mr. Costello, — amendment.

Mr. Costello of Boston moved that the order be amended by transposing the square containing the words "Yes" and "No" and spaces for voting from the place where it now appears opposite section 1 of the article of amendment to a place at the end of section 5 of the article of amendment.

Mr. Bates, — amendment.

After further debate Mr. Brown of Brockton moved that the vote be reconsidered by which the Convention voted to close debate at 12.45 o'clock; and this motion was negatived.

Mr. Bates of Boston moved that the amendment moved by Mr. Bartlett be amended by striking out the words "and Anti-Sectarian".

Mr. Curtis, — amendment.

Mr. Edwin U. Curtis of Boston moved that the amendment moved by Mr. Costello be amended by striking out the words "at the end of section 5 of the article of amendment", and inserting in place thereof the words "opposite the paragraph next preceding".

Mr. Anderson, — amendment.

Mr. Anderson of Newton moved that the order be amended by striking out the paragraph preceding the article of amendment, and inserting in place thereof the following: —

"Shall the following Article of Amendment, preventing the use of public funds for any but publicly controlled schools and institutions, submitted by the Constitutional Convention, be approved and ratified?"

The time for debate having expired, the amendments moved by Messrs. Bates and Bartlett were then rejected.

The amendment moved by Mr. Clapp was rejected, by a vote of 70 to 104.

The amendment moved by Mr. Washburn was rejected, by a vote of 53 to 156.

The amendment moved by Mr. Anderson was rejected, by a vote of 67 to 114.

The amendment moved by Mr. Curtis was adopted; and the amendment moved by Mr. Costello, as amended, was adopted.

Mr. Aylward of Cambridge then moved that the Convention adjourn; and this motion was negatived.

Mr. McAnarney of Quincy moved that the Convention take a recess until two o'clock; and this motion was negatived.

The order, as amended, was then adopted.

At one o'clock, under the provisions of a standing order, the ~~Recess~~ President declared a recess until two o'clock; at which hour the Convention reassembled.

The Secretary announced the temporary absence of the President, and stated that Mr. Luce of Waltham had been appointed to perform the duties of the Chair.

Mr. Hobbs of Worcester doubted the presence of a quorum, ~~Quorum.~~ and moved that the Sergeant-at-Arms be instructed to secure the attendance of a quorum; and this motion prevailed.

On the appearance of a quorum Mr. Mancovitz of Boston <sup>Motion to reconsider.</sup> moved that the vote be reconsidered by which the Convention adopted the foregoing order; and this motion, under the rule, was placed first in the Orders of the Day for the next session.

The same member moved that Rule 48 be suspended, that the motion to reconsider might be entertained forthwith. Objection was made.

Mr. Pelletier of Boston moved that, when the Convention adjourns to-day, it adjourn to meet on Saturday next at half-past ten o'clock A.M.

Mr. Edwin U. Curtis of Boston moved that, if the Convention <sup>Adjournment</sup> is in session at four o'clock P.M., to-day, the President declare an <sup>until 4.15 o'clock.</sup> adjournment until 4.15 o'clock, and that the subsequent session be considered a legislative day.

After debate the same member moved the previous question.

Mr. Brackett of Arlington raised the point of order that the <sup>Point of</sup> motion for an additional legislative day could not properly be <sup>order.</sup> entertained, being a violation of Rule 48.

The Chair (Mr. Luce of Waltham) stated that legislative precedents in the matter of establishing legislative days should prevail, and declared the point of order not well taken.

The previous question was then ordered, and the motion of Mr. Curtis was adopted.

The Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (Doc. No. 361) was then considered further.

Mr. Hobbs of Worcester moved that the resolution be amended <sup>Mr. Hobbs, — amendment.</sup> by striking out the article of amendment, and inserting in place thereof the following: —

## JOURNAL OF THE CONVENTION,

**"SECTION 1.** Whenever the public exigencies require, provision may be made by law to authorize the commonwealth to contract for or to take by purchase or otherwise foodstuffs, feeds, fuel, ice and other necessities of life, paying reasonable compensation therefor, and to sell the same to the inhabitants thereof and to any county, city, town or other municipal corporation therein for resale to the inhabitants thereof, also to provide temporary shelter. The governor, with the approval of the council, if the legislature is not in session, may, until otherwise provided by law, exercise the powers hereby granted.

**SECTION 2.** Provision may be made by law to authorize municipalities to harvest, to manufacture and to sell ice; and to provide for the establishment, maintenance and operation by the commonwealth and by cities and towns of markets, docks, fuel and coal yards, elevators, warehouses, canneries, slaughter houses, cold storage plants and other like means for collecting and converting, preserving, storing, selling and distributing the necessities of life. The use of uniform methods of accounting throughout the commonwealth shall be provided for by law for any undertakings under the authority of this section."

**Quorum.**

After debate Mr. Hobbs doubted the presence of a quorum. A count of the Convention showed that 107 members were present. On motion of the same member the Sergeant-at-Arms was instructed to secure the attendance of a quorum.

Mr. Quinn of Sharon then moved that the roll be called, to ascertain if a quorum was present; and this motion was negatived, by a vote of 42 to 79.

Mr. Saunders of Clinton moved that the Convention adjourn; and this motion was negatived.

On the appearance of a quorum (the President having taken the chair) Mr. Dutch of Winchester moved the previous question.

**Mr. Clark.—  
amendment.**

After further debate Mr. Clark of Brockton, there being no objection, modified the amendment previously moved by him so as to read as follows: That the amendment recommended by the committee on Form and Phraseology be amended by adding at the end thereof the words "The legislature may, during times of war, emergency, distress or public exigency, provide for control and regulation of the distribution, storage and sale of food and other common necessities of life. The legislature shall have the sole and full power to determine when a state of war and emergency, a condition of distress or exigency, as contemplated in this article of amendment, exists."

After further debate the previous question was ordered, by a vote of 112 to 53.

The amendments previously moved by Messrs. Willett of Norwood, Lowe of Fitchburg and Blackmur of Quincy were severally rejected.

The amendment previously moved by Mr. Dutch of Winchester was rejected, by a vote of 83 to 104.

The amendment previously moved by Mr. Carr of Hopkinton was withdrawn by him, there being no objection.

The amendments previously moved by Mr. Balch of Boston were rejected.

The amendments previously moved by Mr. O'Connell of Boston were rejected, by a vote of 63 to 98.

The amendments previously moved by Mr. McLaud of Greenfield, the amendment moved by Mr. Clark of Brockton, and the amendments previously moved by Messrs. Pillsbury of Wellesley, Cusick of Boston and Luce of Waltham were severally rejected.

The question was put on the amendment moved by Mr. Hobbs of Worcester, and 81 members voted in the affirmative and 108 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Anderson of Brookline; and on the roll call 92 members voted in the affirmative and 132 in the negative, as follows: —

## YEAS.

Messrs. Adams, Brooks	Messrs. Hart, Albert Bushnell
Adams, Smith J.	Hicks, George H.
Anderson, Frederick L.	Hobbs, Clarence W., Jr.
Batchelder, Albert W.	Hoitt, Augustus J.
Bauer, Ralph S.	Johnson, Charles R.
Begley, John S.	Kelley, Thomas R.
Bennett, Frank P.	Kenny, Herbert A.
Bigney, Robert E.	Lane, Dwight F.
Blackmur, Paul R.	Leonard, Joseph J.
Bodfish, John D. W.	Love, Joseph A.
Boucher, Joseph Zoël	Luce, Robert
Bowen, Patrick	Lynch, John C.
Boyer, Elmer E.	McCormack, John W.
Boynton, Thomas J.	McLaud, Abner S.
Brackett, John Q. A.	Merrill, George Frye
Brine, Henry C.	Moran, William
Brown, E. Gerry	Morrill, Charles H.
Butler, A. Webster	Moynihan, James J.
Callahan, Timothy F.	Myron, John F.
Carr, Edward	Newton, H. Huestis
Clark, Ezra W.	O'Connell, John J.
Coleman, George W.	O'Connell, John P.
Coughlan, William J.	O'Connell, Joseph F.
Creamer, Walter H.	O'Connor, John D.
Daly, John W.	Pelletier, Joseph C.
Dean, Robert A.	Peterson, Patrick
Delaney, Louis F.	Quincy, Josiah
Donnelly, James P.	Quinn, Timothy F.
Donoghue, John A.	Ray, Herbert L.
Donovan, Daniel R.	Ross, Samuel
Donovan, James A.	Sawyer, Roland D.
Donovan, Thomas F.	Shaw, Michael F.
Driscoll, Dennis D.	Shea, John T.
Driscoll, Timothy J.	Sherburne, Nelson
Fitz-Randolph, Reginald T.	Skerrett, Mark N.
Frost, Archie N.	Stoeber, Charles
Good, John P.	Sullivan, William J.
Hale, Edward R.	Swig, Louis
Hale, Matthew	Talbot, Harry R.
Hall, Isaac Freeman	Turner, Joseph
Harding, Clarence W.	Twomey, John C.
Harriman, Arthur N.	Walker, George
Harrington, Patrick H.	Walker, Joseph

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Messrs. Walsh, David I.  
Webster, George P.  
Whitehead, James

Messrs. Willett, George Franklin  
Winslow, Guy M.  
Wolson, Carlton W.

## NAY.

Messrs. Adams, Charles Francis  
Adams, Scott  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barnes, George L.  
Barrett, James T.  
Bartlett, Horace I.  
Bassett, Edmund  
Bergengren, Roy F.  
Besse, Harold A.  
Bicknell, Wallace H.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Brennan, James H.  
Broderick, Patrick S.  
Bruce, Charles  
Bryant, Lincoln  
Buck, Maurice A.  
Bullock, William J.  
Burrell, Fred J.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Charbonneau, Henry V.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collins, Samuel I.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Crafts, Lyman A.  
Croesley, William Cyril  
Curtis, Edwin U.  
Cusick, John F.  
Dale, George H.  
Daley, Peter  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Dellinger, Raymond P.  
Doe, Orestes T.  
Doran, James P.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Ferrey, Irving D.  
Ferry, James R.  
Finn, E. Philip  
Fisher, Edward  
Flaherty, William  
Flynn, Maurice R.  
Fraser, Eugene B.  
French, Asa P.  
Garland, Francis P.  
Gartland, John J.

Messrs. Gates, Joseph S.  
George, Samuel W.  
Giddings, Charles  
Glazier, Frederick P.  
Gleason, Nesbit G.  
Granfield, William J.  
Green, Thomas H.  
Greenwood, Hamlet S.  
Hall, Elisha S.  
Hall, Frederick S.  
Hawley, Truman R.  
Hubbard, Charles E.  
Jones, George R.  
Kelley, George W.  
Kenefick, Thomas W.  
Kerr, Alexander  
Lane, Daniel W.  
Leboeuf, Telesphore  
Lomasney, Martin M.  
Look, William J.  
Loring, Augustus P.  
Lowe, Arthur H.  
Lowell, James A.  
Lufkin, Willfred W.  
Lyman, Frank E.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
McAnarney, John W.  
Merriam, John M.  
Michelman, Joseph  
Mitchell, John  
Montague, David T.  
Morton, James M.  
Murley, Joseph J.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Nutting, Edward H.  
Parker, Herbert  
Parkman, Henry  
Pillsbury, Albert E.  
Richardson, Edward A.  
Richardson, James P.  
Rieutord, Louis O.  
Robbins, Edward J.  
Saunders, Amos T.  
Scigiano, Alfred P.  
Shanahan, William J.  
Shattuck, Josiah B.  
Shea, John M.  
Sheehan, Christopher A.  
Smith, Jerome S.  
Sparrell, Ernest H.  
Sullivan, Edmund G.  
Sullivan, William H.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Tatman, Charles T.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.

**Messrs.** Underhill, Charles L.  
Walcott, Robert  
Washburn, Albert H.  
Wellman, Arthur Holbrook  
White, John A.

**Messrs.** Whittier, Eugene P.  
Williams, Fred Homer  
Wilson, William H.  
Wing, Herbert  
Wood, Charles J.

92 yeas; 132 nays.

Therefore the amendment of Mr. Hobbs was also rejected.

The amendment previously recommended by the committee on Form and Phraseology (see Doc. No. 363) was then adopted, by a vote of 138 to 47.

The resolution, as thus amended, was then passed to be engrossed.

At twenty-seven minutes after four o'clock the President declared the Convention adjourned, to meet again at once, as provided in a foregoing motion.

#### SECOND SESSION.

Met according to adjournment.

##### *Committees Authorized to Sit.*

Mr. Luce of Waltham moved that Rule 30 be suspended, that Committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution, sitting jointly, might meet immediately; and this motion prevailed.

##### *Motion to Reconsider.*

Mr. Lomasney of Boston moved that the vote be reconsidered by which the Convention, at the previous session, passed to be engrossed the Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life; and this motion was negatived.

##### *Expression of Sympathy to Delegate Herbert E. Cummings.*

The following resolution, presented by Mr. Hale of Boston, was unanimously adopted: —

*Resolved*, That the Convention hereby extends its sympathy to Herbert E. Cummings, — Delegate Herbert E. Cummings of North Brookfield in his continued illness, and expresses the hope that he will be able again to attend the sessions of this body.

##### *Leave of Absence.*

On motion of Mr. Dean of Fall River, —

*Ordered*, That Mr. Coleman of Boston be granted leave of absence, under Rule 13, for one week beginning October 15, to fulfill engagements in the West in connection with war work.

On motion of Mr. Sweeney of Attleboro, —

*Ordered*, That Mr. Sweet of Attleboro be granted leave of absence, under Rule 13, from October 16 to October 19, inclusive, on account of important duties as a trustee.

## JOURNAL OF THE CONVENTION,

Charles G.  
Larsen.

**On motion of Mr. Skerrett of Worcester, —**  
**Ordered, That Mr. Larsen of Worcester be granted leave of absence, under Rule 13, for two weeks, on account of important business engagements.**

Reports of the committee on Form and Phraseology, — details.

**Committee on Form and Phraseology — Form of Reports.**  
The order offered at the previous session by Mr. Washburn of Middleborough, requesting the committee on Form and Phraseology to report in detail upon proposals to amend the Constitution referred to it, the consideration of which was postponed from the last session, was considered. On motion of the same member the further consideration thereof was postponed until Tuesday next.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Public funds, — appropriations.

The motion of Mr. Mancovitz of Boston, that the vote be reconsidered by which the Convention, at the preceding session, adopted the order relative to the form in which the Resolution relative to the support of certain institutions from public funds should be placed on the ballot at the coming state election, was negatived.

Universities and colleges; encouragement of literature.

The Resolution relative to universities and colleges and to the encouragement of literature (Doc. No. 362) was read a third time and considered.

The committee on Form and Phraseology reported recommending that the resolution be amended by striking out the article of amendment and inserting in place thereof the following: —

“The general court shall continue to have the power to exempt from taxation property used for charitable, benevolent, literary, educational, scientific or religious purposes.”

After debate the amendment was rejected; and the Convention then refused to pass the resolution to be engrossed.

*Recess.*

Recess.

At twelve minutes before five o'clock, on motion of Mr. Luce of Waltham, a recess was taken until half-past five o'clock; at which hour the Convention reassembled.

*Engrossed Resolution.*

Necessaries of life, — acquirement, sale and distribution.

The engrossed Resolution to authorize the enactment of laws governing the acquirement, sale and distribution of the necessities of life (see Doc. No. 363) was laid before the Convention, the question being on submitting the same to the people.

Mr. Dresser of Worcester moved that Rule 53 be suspended, that the resolution might be amended; and this motion prevailed.

The same member moved that the resolution be amended as follows: —

By striking out, in line 7 (as printed), the words “it shall be the duty of”;

By striking out, in line 8, the word "of"; and

By striking out, in the same line, the word "to", in both places where it occurs, and inserting in place thereof, in each instance, the word "may".

After debate the amendments were adopted, by a vote of 104 to 28.

After further debate the Convention voted to submit the resolution, as amended, to the people.

*Placing on the Ballot the Article of Amendment Relative to the Necessaries of Life.*

Mr. Washburn of Middleborough, for the committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution, sitting jointly, who were requested to report an order directing the manner in which the several proposals to amend the Constitution, duly passed by the Convention, shall be submitted to the people for their ratification and adoption at the regular state election to be held on November 6 next, — reported, in part, recommending the adoption of the following order: —

Necessaries  
of life, —  
acquisition,  
sale and  
distribution.

*Ordered*, That the following Article of Amendment of the Constitution of the Commonwealth, which has been made and adopted by this Convention, and which shall be numbered three, shall be submitted to the people for their ratification and adoption, by printing the same upon the official ballots, to be prepared and transmitted by the Secretary of the Commonwealth to all polling places established by law within the Commonwealth for the state election to be held on the sixth day of November next, at which said places all persons qualified to vote for state officers may give in their vote by ballot for or against said Article of Amendment in the following form, to wit: —

"To vote on the following mark a Cross X in the square at the right of Yes or No: —

Shall the following Article of Amendment relative to the taking and distribution by the Commonwealth and its municipalities of the common necessities of life, submitted by the Constitutional Convention, be approved and ratified?

8

YES.	
NO.	

**ARTICLE OF AMENDMENT.**

The maintenance and distribution at reasonable rates, during time of war, public exigency, emergency or distress, of a sufficient supply of food and other common necessities of life and the providing of shelter, are public functions, and the Commonwealth and the cities and towns therein may take and may provide the same for their inhabitants in such manner as the general court shall determine.

*And ordered further*, That the method prescribed by the provisions of Chapter eight hundred and thirty-five, Acts, 1913, as

## JOURNAL OF THE CONVENTION.

amended by Chapter one hundred and nine, General Acts, 1917, for the transmission, examination and tabulation of the returns of votes cast on any question submitted by statute, shall apply to the transmission, examination and tabulation of the returns of votes cast for and against such Article of Amendment. If such Article of Amendment shall appear to be approved by a majority of the qualified voters voting thereon, according to the votes returned, examined and tabulated, as herein provided, it shall be deemed and taken to be ratified and adopted by the people, and the same shall be enrolled on parchment and deposited in the secretary's office, and shall become part of the Constitution of this Commonwealth.

*And ordered further,* That His Excellency the Governor shall thereupon cause public proclamation to be made, announcing that such Article of Amendment has been duly ratified and adopted by the people of the Commonwealth.

The report and the order were read. The order was considered forthwith, and was adopted.

*Sense of the Convention on the Resolution Relative to the Necessaries of Life.*

Mr. Balch of Boston presented the following resolution:—

*Resolved,* That it is the sense of this Convention that the article of amendment authorizing the enactment of laws governing the acquirement, sale and distribution of the necessities of life, was intended for emergency use only, to wit, in abnormal times or circumstances; and that it was intended the Legislature should be the sole judge of the existence of such times or circumstances.

After debate Mr. Lomasney of Boston moved that the resolution be laid upon the table; and this motion prevailed.

Necessaries  
of life, —  
acquirement,  
sale and  
distribution.

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At two minutes before six o'clock, on motion of Mr. Washburn of Middleborough, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.





## JOURNAL OF THE CONVENTION.

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TUESDAY, October 16, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Francis E. Webster of Waltham, a member of the Convention.

### *Committee Vacancy Filled.*

The President announced the appointment of Mr. Bird of Charles S. Walpole to fill the vacancy in the membership of the committee on Contingent Expenses and Pay-Roll.

### *Extension of Time for Certain Reports.*

On motion of Mr. Doran of New Bedford, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, October 23, in which to report on matters before them.

### *Leave of Absence.*

On motion of Mr. White of North Brookfield, —

*Voted*, That Mr. Kilbon of Springfield be granted leave of John L. Kilbon absence, under Rule 13, on account of urgent professional engagements.

### *Adjournment until June, 1918.*

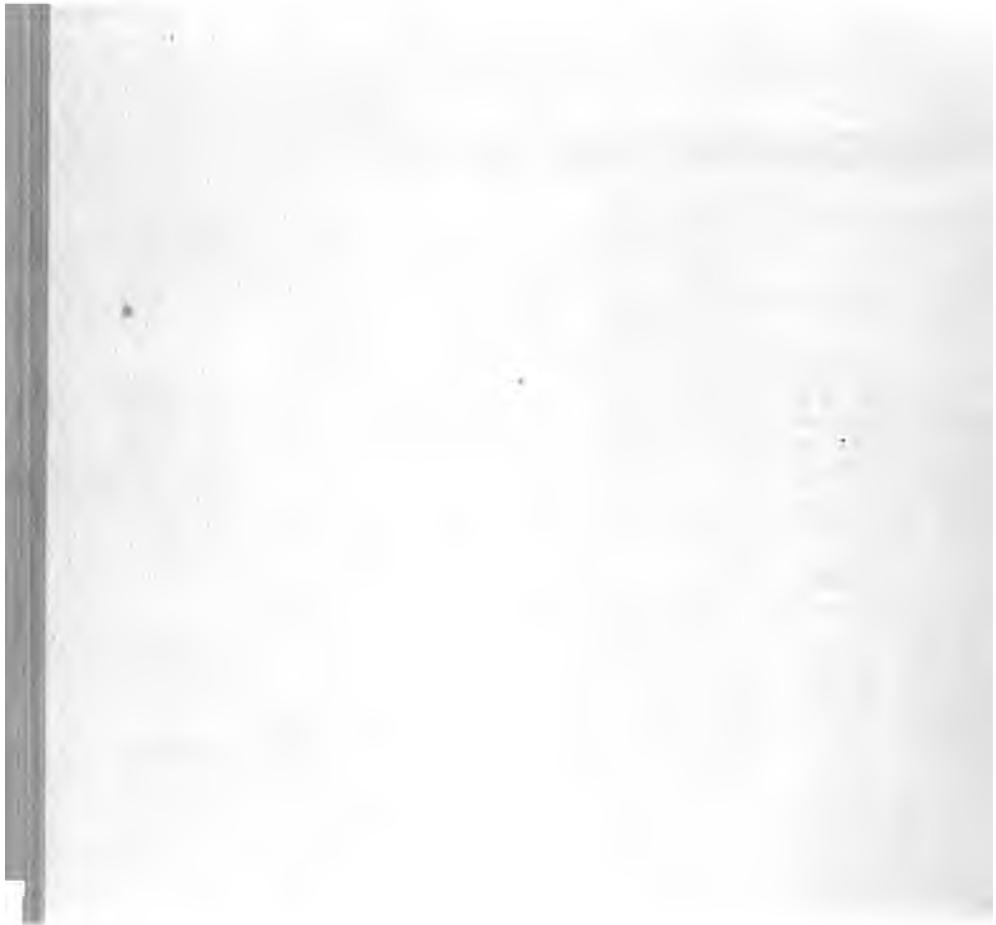
The consideration of the following order, offered by Mr. Besse of Newburyport, was postponed until the next session, at the request of Mr. Washburn of Middleborough: —

*Ordered*, That, after the final disposition of the amendments that are to go on the ballot this year, nothing be considered but the initiative and referendum; and that, after this amendment has been finally acted upon, the Convention adjourn until the first Tuesday of June, 1918.

### *Printing of a Bulletin.*

Mr. Quincy of Boston, for the committee on Rules and Procedure, to whom was referred the order providing that the bulletin on "Statutory Powers and Duties of the Governor and Council", prepared by the commission appointed to compile information and data for the Convention, be printed as a Convention document, — reported recommending that said order be adopted.

The report was read; and the order was considered forthwith and was adopted.



rata amount for any portion of said month during which the Convention may remain in session; that the said committee make up and certify in like manner a pay-roll covering such payments; and that, if such pay-roll is not met by the Treasurer and Receiver-General, the President of the Convention be requested to petition the next General Court in like manner to make such appropriation as may be necessary for meeting such pay-roll; and be it further

*Ordered*, That the Convention, in the exercise of the powers vested in it, hereby declares that the Commonwealth is legally liable for the payment of the amounts which may become due in accordance with the foregoing orders and with the pay-rolls made up in accordance therewith.

*Printing of a Convention Document.*

The following order, offered by Mr. Edwin U. Curtis of Boston, was referred, under the provisions of a standing order, to the committee on Rules and Procedure: —

*Ordered*, That the report of the committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution (sitting jointly), providing for placing on the ballot at the coming state election the Article of Amendment contained in the Resolution relative to the support of certain institutions from public funds (Doc. No. 348), be printed as a Convention document.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The following motion of Mr. George of Haverhill was considered; and after debate it was negatived: —

Referendum  
on discharging  
the Conven-  
tion.

That the Secretary of the Commonwealth be directed to place on the ballot at the coming state election, Tuesday, November 6, the following question: —

“Shall the Constitutional Convention be discharged from the further consideration of amending the Constitution?”

The following order was considered; and after debate it was adopted: —

*Ordered*, That the committee on Form and Phraseology be requested, in reporting upon proposals to amend the Constitution referred to it, to report in detail any and all alterations in punctuation and phraseology which have to do only with the question of form; and, further, to report separately and in detail any and all amendments making any change in the sense or legal effect or any material change in the construction of such proposals.

Reports of the  
committee on  
Form and  
Phraseology.  
— details.

*Taken from the Table.*

On motion of Mr. Walker of Brookline the Resolution to provide for establishing the initiative and referendum (Doc. No. 359, amended), was taken from the table and considered, the main question being on ordering it to a second reading.

Initiative and  
referendum.

## JOURNAL OF THE CONVENTION,

**Mr. Walker, —  
amendments.**

The amendments of line 139, previously moved by Mr. Walker of Brookline, were adopted, as follows: Inserting in line 139, after the word "law", in both places where it occurs, the words "or part thereof".

**Limit of  
debate.**

Mr. Luce of Waltham then moved that each amendment be debated and acted upon separately; that general debate on each amendment be limited to thirty minutes, and that speeches be limited to five minutes each, except that ten minutes be allowed to the mover of the amendment; and that five minutes then be allowed to a member of the minority of the committee on Initiative and Referendum and five minutes to a member of the majority of said committee. After debate this motion was adopted.

**Mr. Bryant, —  
amendments.**

After further debate the amendments previously moved by Mr. Bryant of Milton were adopted, by a vote of 86 to 66, as follows: —

Striking out, in line 8, the words "or any part thereof";

Striking out, in lines 141, 146, 148, 149, 150 and 151, 169, 171, 172 and 174, the words "or part thereof"; and

Striking out, in line 162, the words "or any part thereof".

**Reconsidera-  
tion.**

Mr. Luce then moved that the vote be reconsidered by which the foregoing amendments of line 139, previously moved by Mr. Walker of Brookline, were adopted. This motion prevailed; and, on the recurring question, the amendments were rejected.

**Mr. Walker, —  
amendments.**

Mr. Walker, there being no objection, modified the remaining amendments previously moved by him, so as to read as follows: —

Inserting after the word "division", in line 181, the words "or to particular districts or localities"; and

Striking out, in line 195, the words "cause each question", and inserting in place thereof the words "give each question a number and cause such question".

After debate these amendments were adopted.

**Id.**

Mr. Walker then moved that the resolution be amended by inserting before the word "town", in line 110 and in line 180, the word "particular"; and these amendments were adopted.

**Mr. Richardson,  
— amendment.**

Mr. Richardson of Newton moved that the resolution be amended by inserting, after lines 13 to 47, as amended, the following paragraph, with the heading "*Excluded Matter*": —

"No part of the constitution which provides for the establishment of the popular initiative and referendum shall be the subject of an initiative petition."

After debate the question was put on this amendment, and 100 members voted in the affirmative and 103 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Churchill of Amherst; and on the roll call 107 members voted in the affirmative and 119 in the negative, as follows: —

## YEAS.

Messrs. Adams, Scott  
Anderson, Frederick L.  
Avery, Nathan P.  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John

Messrs. Bangs, Francia R.  
Barker, Warren S.  
Barnes, Clarence A.  
Bartlett, Horace I.  
Bassett, Edmund  
Besse, Harold A.

**Messrs.** Bolster, Percy G.  
 Bouvé, Walter L.  
 Boyer, Elmer E.  
 Bryant, Lincoln  
 Buck, Maurice A.  
 Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Chase, Mial W.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Crafts, Lyman A.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Edwin U.  
 Davis, Elbridge G.  
 Delano, Robert T.  
 Doe, Orestes T.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fisher, Edward  
 Gates, Joseph S.  
 George, Samuel W.  
 Gleason, Nesbit G.  
 Greenwood, Hamlet S.  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Frederick S.  
 Hamilton, Andrew Foster  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kinney, William S.  
 Kneil, Arthur S.

**Messrs.** Lane, Daniel W.  
 Logan, James  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lukin, Willfred W.  
 Lyman, Frank E.  
 Merriam, John M.  
 Michelman, Joseph  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Parker, Herbert  
 Parkman, Henry  
 Peirce, Albion G.  
 Pillsbury, Albert E.  
 Powers, Samuel L.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wood, Charles J.  
 Youngman, William S.

**NAYS.**

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bates, Sanford  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James J.  
 Brine, Henry C.

**Messrs.** Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Craven, John H.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.

## JOURNAL OF THE CONVENTION,

Messrs. Cusick, John F.	Messrs. Mancovitz, David
Daley, Peter	Mansfield, John J.
Daly, John W.	McAnarney, John W.
Dean, Robert A.	McCarthy, Charles F.
Delaney, Louis F.	McKeon, Francis P.
Dellinger, Raymond P.	McLaud, Abner S.
Derbyshire, James H.	Merrill, George Frye
Donovan, Daniel R.	Mitchell, John
Donovan, James A.	Moran, William
Donovan, Thomas F.	Moriarty, James T.
Doran, James P.	Moynihan, James J.
Douglass, John J.	Murley, Joseph J.
Driscoll, Dennis D.	Myron, John F.
Driscoll, Timothy J.	Nestor, Patrick F.
Finn, E. Philip	Newhall, Arthur N.
Flaherty, William	Newton, H. Huestis
Flynn, Maurice R.	Nutting, Edward H.
Frost, Archie N.	O'Connell, John J.
Gallagher, Daniel J.	O'Connell, John P.
Garland, Francis P.	O'Connell, Joseph F.
Gartland, John J.	Pelletier, Joseph C.
Glazier, Frederick P.	Peterson, Patrick
Good, John P.	Quincy, Josiah
Granfield, William J.	Quinn, Timothy F.
Green, Thomas H.	Reidy, Michael J.
Hale, Matthew	Ross, Samuel
Harding, Clarence W.	Scigliano, Alfred P.
Harriman, Arthur N.	Shea, John T.
Harrington, Patrick H.	Sheehan, Christopher A.
Hawley, Truman R.	Sherburne, Nelson
Hoitt, Augustus J.	Sullivan, Joseph M.
Horgan, Francis J.	Sullivan, William H.
Johnson, Charles R.	Sullivan, William J.
Keliher, John A.	Talbot, Harry R.
Kelly, Luke L.	Theller, Ralph L.
Kenny, Herbert A.	Thompson, Edward
Lane, Dwight F.	Walker, George
Langelier, Louis F. R.	Walker, Joseph
Leonard, Joseph J.	Walsh, David I.
Lomasney, Martin M.	Webster, Francis E.
Lynch, John C.	Webster, George P.
MacMaster, Edward A.	Whitehead, James
Maguire, James E.	Wonson, Carlton W.
Mahoney, John J.	

107 yeas; 119 nays.

Therefore the amendment moved by Mr. Richardson was rejected.

**Recess.** At one o'clock, under the provisions of a standing order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

**Quorum.** Mr. Washburn of Middleborough doubted the presence of a quorum. The President requested the Sergeant-at-Arms to secure the attendance of a quorum.

**Mr. Washburn,  
—amendments.** On the appearance of a quorum Mr. Washburn moved that the resolution be amended as follows: —

By striking out, in lines 50 and 51, the words "twenty thousand qualified voters of the commonwealth", and inserting in place thereof the words "four per cent. of the qualified voters of the commonwealth, calculated upon the whole number of votes cast for governor at the last preceding election"; and

TUESDAY, OCTOBER 16, 1917.

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By striking out, in lines 61 and 62, the words "five thousand additional signatures of such qualified voters", and inserting in place thereof the words "one per cent. of such qualified voters, calculated upon the whole number of votes cast for governor at the last preceding election, in addition to those signing such initiative petition".

After debate the question was put on these amendments, and 98 members voted in the affirmative and 84 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 113 members voted in the affirmative and 112 in the negative, as follows: —

YEAS.

Messrs. Adams, Charles Francis  
Adams, Scott  
Avery, Nathan P.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, Clarence A.  
Bartlett, Horace I.  
Bassett, Edmund  
Bates, John L.  
Bates, Sanford  
Bolster, Percy G.  
Bouvé, Walter L.  
Boyer, Elmer E.  
Bruce, Charles  
Bryant, Lincoln  
Buck, Maurice A.  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Charbonneau, Henry V.  
Chase, Mial W.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Costello, Francis M.  
Crafts, Lyman A.  
Craven, John H.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Edwin U.  
Curtiss, Elmer L.  
Cusick, John F.  
Dale, George H.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Dellinger, Raymond P.  
Doe, Orestes T.  
Dresser, Frank F.  
Farnsworth, Frank S.  
Feiker, William H.

Messrs. Ferrey, Irving D.  
Ferry, James R.  
Fisher, Edward  
Fitz-Randolph, Reginald T.  
Fraser, Eugene B.  
French, Asa P.  
Frost, Archie N.  
Gates, Joseph S.  
George, Samuel W.  
Gleason, Nesbit G.  
Greenwood, Hamlet S.  
Hall, Elisha S.  
Hamilton, Andrew Foster  
Hubbard, Charles E.  
Hobbs, Clarence W., Jr.  
Hutchings, Henry M.  
Jones, George R.  
Kelley, George W.  
Knell, Arthur S.  
Langelier, Louis F. R.  
Leonard, Joseph J.  
Logan, James  
Loring, Augustus P.  
Lowe, Arthur H.  
Lowell, James A.  
Luce, Robert  
Lyman, Frank E.  
Merriam, John M.  
Mitchell, Charles  
Morton, James M.  
Parker, Herbert  
Parkman, Henry  
Pillsbury, Albert E.  
Putnam, Harry B.  
Reidy, Michael J.  
Richardson, Edward A.  
Richardson, James P.  
Robbins, Edward J.  
Saunders, Amos T.  
Shattuck, Josiah B.  
Shea, John M.  
Smith, Jerome S.  
Smith, Rutherford E.  
Stearns, Harry N.  
Sullivan, Edmund G.  
Tatman, Charles T.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Trefry, William D. T.

## JOURNAL OF THE CONVENTION,

Messrs. Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook

Messrs. Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Williams, Fred Homer  
 Wood, Charles J.  
 Youngman, William S.

## NAYS.

Messrs. Adams, Brooks  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Butler, A. Webster  
 Carr, Edward  
 Clark, Ezra W.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Garland, Francis P.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Granfield, William J.  
 Green, Thomas H.  
 Hale, Edward R.  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hoitt, Augustus J.  
 Johnson, Charles R.  
 Keliher, John A.

Messrs. Kelley, Thomas R.  
 Lane, Dwight F.  
 Leboeuf, Telesphore  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 Maguire, James E.  
 Mahoney, John J.  
 Mansfield, John J.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Moran, William  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Sullivan, William H.  
 Sullivan, William J.  
 Sweeney, Edward A.  
 Swig, Louis  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Webster, George P.  
 Whitehead, James  
 Winslow, Guy M.  
 Wonson, Carlton W.

113 yeas; 112 nays.

Therefore the amendments moved by Mr. Washburn were adopted.

Mr. Quincy of Boston moved that the resolution be amended Mr. Quincy, —  
amendments. as follows: —

By inserting after the word "commonwealth", in line 51 (as printed), the words ", or if a proposed law is introduced into the general court by recommendation of the governor by message";

By inserting after the word "petition", in line 55, the words ", or in the form in which it was originally recommended by the governor or in such amended form as the governor may by message approve or substitute, as the case may be";

By inserting after the word "if", in line 57, the words ", in the case of a law proposed by initiative petition"; and

By inserting after the word "aforesaid", in line 63, the words ", or if, in the case of a law recommended by the governor, a certificate is filed by the governor with the secretary of the commonwealth not later than said first Wednesday of August calling for such submission".

After debate Mr. Buttrick of Lancaster moved that the further consideration of these amendments be postponed until the next session. This motion was put, there being no objection; and the same prevailed.

Mr. Sawyer of Ware moved that the resolution be amended by Mr. Sawyer, —  
amendment. adding at the end thereof the following paragraph: —

"The general court shall provide by rule that, on all reports based on initiative petitions, debate at some stage thereof [A] shall, in the case of a proposed law, continue for at least six hours, and, in the case of a proposed amendment of the constitution, for at least ten hours, unless sooner closed by unanimous consent."

Mr. Bartlett of Newburyport moved that the amendment moved by Mr. Sawyer be amended by striking out, at "A", the word "shall", and inserting in place thereof the word "may". Mr. Bartlett, —  
amendment.

Mr. Bryant of Milton moved that the amendment moved by Mr. Sawyer be amended by striking out, at the end thereof, the words ", unless sooner closed by unanimous consent." Mr. Bryant, —  
amendment.

After debate these amendments were severally rejected.

Mr. Walker of Brookline moved that the resolution be amended by Mr. Walker, —  
amendment. adding at the end thereof the following paragraph: —

"Subject to the veto power of the governor and to the right of referendum by petition as herein provided, the general court may amend or repeal a law approved by the people."

This amendment was adopted.

The same member moved that the resolution be amended by Id. adding at the end thereof the following paragraph: —

"This article of amendment to the constitution is self executing but legislation not inconsistent with anything herein contained may be enacted to facilitate the operation of its provisions".

After debate this amendment was adopted.

The same member moved that the resolution be amended by Id. striking out, in line 193, the words "secretary of the common-

**wealth", and inserting in place thereof the word "attorney-general".**

After debate this amendment was adopted.

**Mr. Luce, —  
amendment.**

Mr. Luce of Waltham moved that the resolution be amended by inserting after the word "commonwealth", in line 111, the words ", and no private or special law and no law entailing the appropriation of money".

After debate the same member moved that the further consideration of this amendment be postponed until the next session. The question on postponement was put, there being no objection; and the motion prevailed.

**Mr. Washburn,  
— amendment.**

Mr. Washburn of Worcester moved that the resolution be amended by inserting after the word "penalties", in line 185, the words "for the signing of any such petition for money or other valuable consideration and".

This amendment was adopted.

**Mr. Quincy, —  
amendment.**

Mr. Quincy of Boston moved that the resolution be amended by inserting after the word "signers", in line 89, the words " : *provided*, that no initiative petition shall be so filed until it has been submitted to the attorney-general [A] or to [D] an officer whose duty it is to assist members or committees of the general court in the drafting of bills and the constitutional amendment or law which is the subject of the petition has been certified [B] either by the attorney-general [C] or by such officer [E] to be in proper form for submission to the people".

**Mr. Churchill,  
— amendments.**

Mr. Churchill of Amherst moved that the amendment moved by Mr. Quincy be amended as follows: —

By striking out, at "A", the words "or to an officer whose duty it is to assist members or committees of the general court in the drafting of bills";

By striking out, at "B", the word "either"; and

By striking out, at "C", the words "or by such officer".

**Mr. Clapp, —  
amendments.**

Mr. Clapp of Lexington moved that the amendment moved by Mr. Quincy be amended as follows: —

By striking out, at "D", the words "an officer whose duty it is to assist members or committees of the general court in the drafting of bills", and inserting in place thereof the words "such other officer or board as the legislature may designate or provide for the purpose"; and

By inserting, at "E", the words "or board".

**Adjournment.**

After debate Mr. Lummus of Lynn moved that the Convention adjourn; and this motion prevailed.

Accordingly, at ten minutes after four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.





## JOURNAL OF THE CONVENTION.

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WEDNESDAY, October 17, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Ernest S. Meredith of Watertown.

### *Leave of Absence.*

On motion of Mr. Hale of Boston, —

*Ordered*, That Mr. Boyden of Deerfield be granted leave of <sup>Frank L.</sup> absence, under Rule 13, on account of illness. <sup>Boyden.</sup>

On motion of Mr. McCormack of Boston, —

*Ordered*, That Mr. Perry of Boston be granted leave of absence, <sup>Augustus W.</sup> under Rule 13, on account of illness. <sup>Perry.</sup>

### *Addresses on the Second Liberty Loan.*

The following order, offered by Mr. Washburn of Worcester, was adopted: —

Recognizing the paramount importance to the cause of civilization of an adequate response to the call of the government of the United States for a loan from the people, known as the Second Liberty Loan, to the end that the great war may be prosecuted to a successful and speedy termination, and desiring that meantime our kinsmen on the field of battle may gain inspiration from our sympathy and support, and desiring, as far as may be within our power, to aid in impressing upon the citizens of our Commonwealth the supreme importance of the present emergency, —

Second Liberty  
Loan, —  
addresses by  
the Governor  
and others.

*Ordered*, That His Excellency the Governor, the Treasurer and Receiver-General of the Commonwealth and the Governor of the Federal Reserve Bank be invited to address the Convention at eleven o'clock A.M. on Thursday, October 18.

### *Printing of a Convention Document.*

Mr. Edwin U. Curtis of Boston, for the committee on Rules and Procedure, to whom was referred the order providing that the report of the committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution (sitting jointly), providing for placing on the ballot at the coming state election the Article of Amendment contained in the Resolution relative to the support of certain institutions from public funds (Doc. No. 348), be printed as a Convention document, — reported recommending that the same be adopted.

Public funds,  
— appropria-  
tions.

The report was read; and the order was considered forthwith and was adopted. (See Doc. No. 364.)

## JOURNAL OF THE CONVENTION,

*Adjournment until June, 1918.*

The following order, offered by Mr. Besse of Newburyport, the consideration of which was postponed from the last session, was considered: —

*Adjournment after final action on the initiative and referendum.*

*Ordered*, That, after the final disposition of the amendments that are to go on the ballot this year, nothing be considered but the initiative and referendum; and that, after this amendment has been finally acted upon, the Convention adjourn until the first Tuesday of June, 1918.

Mr. Avery of Holyoke moved that the order be referred to the committee on Rules and Procedure.

After debate Mr. McLaud of Greenfield moved that the motion be amended by adding at the end thereof the words "with instructions to report at the next session on this order, and on the order previously offered by Mr. Avery of Holyoke and referred to said committee on September 28."

After debate the amendment was adopted; and the motion, as amended, was adopted. Therefore the order was committed accordingly.

*Members and employees of the Convention, — compensation for November.*

The order offered by Mr. Quincy of Boston, relative to providing compensation for members, officers and employees of the Convention for the month of November, or a part thereof, the consideration of which was postponed from the last session, was considered.

Mr. Avery of Holyoke moved that the order be referred to the committee on Rules and Procedure and the committee on Contingent Expenses and Pay-Roll, sitting jointly; and after debate this motion was adopted.

The following order, offered by Mr. Sawyer of Ware, was referred to the committee on Rules and Procedure and the committee on Contingent Expenses and Pay-Roll, sitting jointly, on motion of the same member: —

*Id.*

*Whereas*, Under the orders heretofore passed by the Convention, the final payment of salary to its members will be made at the end of the month of October, leaving no provision for payment of any further compensation thereafter; and

*Whereas*, It appears impossible for the Convention to take action before the first day of November upon the 170 reports of its committees which still await consideration, 23 of such reports recommending the adoption of amendments to the Constitution, many of which are of great public importance; and

*Whereas*, It is claimed that many members of the Convention will be financially unable to continue their attendance after the close of the month of October, unless provision is made for a continuance of the compensation of members at the rate of one hundred and fifty dollars a month heretofore paid, and all members of the Convention are fairly entitled to continue to receive such compensation during such reasonable time as may be necessary to enable the Convention to finish its business; and

Messrs. Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.

Messrs. Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.  
 Youngman, William S.

## NAYS.

Messrs. Adams, Brooks  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoel  
 Bowen, Patrick  
 Brennan, James H.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Craven, John H.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Dellinger, Raymond P.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Gartland, John J.  
 Good, John P.  
 Granfield, William J.  
 Green, Thomas H.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Hawley, Truman R.  
 Hoitt, Augustus J.

Messrs. Horgan, Francis J.  
 Keliher, John A.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McCormack, John W.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigliano, Alfred P.  
 Shaw, Michael F.  
 Shea, John T.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Talbot, Harry R.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.

## JOURNAL OF THE CONVENTION.

**Messrs. Webster, George P.  
Whitehead, James  
Wilson, William H.**

**Messrs. Winslow, Guy M.  
Worson, Carlton W.**

131 yeas; 117 nays.

Therefore the foregoing amendment moved by Mr. Washburn was adopted.

**Mr. Montague of Boston moved that the resolution be amended as follows:—**

By adding after the word "representatives", in line 109, the words "With the exception of the first ten signers of an initiative petition, all petitions brought under this article of the constitution shall be signed in the presence of some city or town official of the city or town in which the signer of the petition is a registered voter"; and

By inserting after line 186 the following paragraph:—

"Provision for the designation of the city or town officials in the presence of whom initiative petitions may be signed and for the designation of such place or places in each city and town in the commonwealth where such petitions may be signed, as the convenience of the voters requires, may be made by law."

After debate the amendments were rejected, by a vote of 98 to 129.

**Mr. Creamer of Lynn moved that this vote be reconsidered.**

Mr. Underhill of Somerville then moved that the Convention adjourn; and this motion was negatived, by a vote of 112 to 113.

Mr. Buttrick of Lancaster moved that the further consideration of the motion to reconsider be postponed until the next session. The President entertained the motion; and after debate it was negatived.

The motion to reconsider was then negatived.

**Adjournment.**

Mr. Sullivan of Salem then moved that the Convention adjourn; and this motion prevailed.

Accordingly, at twenty-two minutes after four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

**Mr. Montague,  
—amendments.**

**Motion to  
reconsider.**

# JOURNAL OF THE CONVENTION.

THURSDAY, October 18, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Roland D. Sawyer of Ware, a member of the Convention.

## *Leave of Absence.*

On motion of Mr. Richardson of Newton, —

*Ordered*, That Mr. French of Randolph be granted leave of <sup>Aaa P. French.</sup> absence from to-day's session, in order that he may attend a funeral.

## *Quorum.*

Mr. Delaney of Holyoke doubted the presence of a quorum, <sup>Quorum.</sup> and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

## *Adjournment from October 26 to June 11.*

On the appearance of a quorum (Mr. Underhill of Somerville being in the chair) Mr. Luce of Waltham, for the committee on Rules and Procedure, to whom was referred the order offered by Mr. Avery of Holyoke, providing that the Convention continue in session until the fourth Friday of October next, and that it then adjourn until the second Tuesday of June in the year 1918, — reported recommending that the same ought not to be adopted.

The report was read; and the order was considered forthwith.

Mr. Avery of Holyoke moved that the order be amended by striking out the words "the fourth Friday of October next", and inserting in place thereof the words "final action has been taken on the Resolution to provide for establishing the initiative and referendum"; and by striking out the words "until the second Tuesday of June in the year 1918", and inserting in place thereof the words "[A] subject to the call of the President or Secretary of the Convention to meet within one week after the prorogation of the General Court of 1918".

After debate Mr. Sawyer of Ware moved that the further consideration of the order be postponed until Tuesday next, first in the Orders of the Day. Pending the question on this motion (the President having resumed the chair) the order was laid on the table, on motion of Mr. Luce of Waltham.

## *Addresses on the Second Liberty Loan.*

On motion of Mr. Merriam of Framingham, —

*Ordered*, That a committee of eleven members be appointed to wait upon His Excellency the Governor of the Commonwealth and the Governor of the Federal Reserve Bank and inform them <sup>Second Liberty Loan, —  
addresses by His Excellency</sup>

## JOURNAL OF THE CONVENTION,

Messrs.	Hutchings, Henry M. Jones, George R. Kelley, George W. Kenefick, Thomas W. Kinney, William S. Kneil, Arthur S. Knotts, J. Franklin Lane, Daniel W. Linke, Fred R. Look, William J. Loring, Augustus P. Lowell, James A. Luce, Robert Lufkin, Willfred W. Lummus, Henry T. Lyman, Frank E. Merriam, John M. Michelman, Joseph Mitchell, Charles Montague, David T. Moore, Charles D. C. Morton, James M. Parker, Herbert Parkman, Henry Pillsbury, Albert E. Putnam, Harry B. Reidy, Michael J. Richardson, Edward A. Richardson, James P.	Messrs.	Robbins, Edward J. Robinson, George H. Saunders, Amos T. Shattuck, Josiah B. Shea, John M. Smith, Jerome S. Stearns, Harry N. Sullivan, Edmund G. Tatman, Charles T. Thompson, Hubert C. Thompson, John L. Tilton, Rufus H. Trefry, William D. T. Turner, Joseph Underhill, Charles L. Walcott, Robert Washburn, Charles G. Webster, George P. Weekes, George LeRoy Wellman, Arthur Holbrook Wheeler, William White, John A. Whittier, Eugene P. Willett, George Franklin Williams, Fred Homer Wing, Herbert Wood, Charles J. Youngman, William S.
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## NAYS.

Messrs.	Adams, Brooks Anderson, Frederick L. Avery, Nathan P. Aylward, James F. Barrett, James T. Batchelder, Albert W. Bates, Sanford Bauer, Ralph S. Begley, John S. Bennett, Frank P. Bergengren, Roy F. Bigney, Robert E. Bodfish, John D. W. Boucher, Joseph Zoël Brennan, James J. Brine, Henry C. Broderick, Patrick S. Brown, E. Gerry Bullock, William J. Butler, A. Webster Callahan, Timothy F. Carr, Edward Clark, Ezra W. Cooney, Charles P. Corrigan, Robert S. Costello, Francis M. Coughlan, William J. Craven, John H. Creamer, Walter H. Creed, James F. Cummings, John W. Daley, Peter Daly, John W. Day, Charles M. Dean, Robert A.	Messrs.	Delaney, Louis F. Derbyshire, James H. Donnelly, James P. Donovan, Daniel R. Donovan, James A. Donovan, Thomas F. Doran, James P. Driscoll, Dennis D. Driscoll, Timothy J. Finn, E. Philip Flaherty, William Flynn, Maurice R. Frost, Archie N. Gallagher, Daniel J. Garland, Francis P. Gartland, John J. Good, John P. Granfield, William J. Graumann, John Green, Thomas H. Haines, Benjamin F. Hale, Matthew Harding, Clarence W. Harriman, Arthur N. Hart, Albert Bushnell Hawley, Truman R. Horgan, Francis J. Johnson, Charles R. Keliher, John A. Kenny, Herbert A. Kilbon, John L. Lane, Dwight F. Langelier, Louis F. R. Leonard, Joseph J. Lomasney, Martin M.
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On the appearance of a quorum, and after debate, Mr. Hale of Boston moved that the foregoing amendment moved by Mr. Avery of Holyoke be amended by striking out, at "A", the words "subject to the call of", and inserting in place thereof the words "and shall be called by".

Mr. Hale, —  
amendment.

After debate Mr. Avery, there being no objection, accepted, as a part of his amendments, the amendment moved by Mr. Hale.

The amendments, as thus amended, were then adopted.

On the question on the adoption of the order, as amended, the sense of the Convention was taken by yeas and nays, at the request of Mr. Newton of Everett; and on the roll call 143 members voted in the affirmative and 134 in the negative, as follows: —

YEAS.

Messrs. Adams, Charles Francis	Messrs. Doe, Orestes T.
Adams, Scott	Donnelly, James P.
Adams, Smith J.	Donovan, Daniel R.
Avery, Nathan P.	Donovan, Thomas F.
Bailey, Charles O.	Doran, James P.
Balch, Francis N.	Driscoll, Dennis D.
Barker, Warren S.	Driscoll, Timothy J.
Barnes, Clarence A.	Ferrey, Irving D.
Barnes, George L.	Ferry, James R.
Barrett, James T.	Fisher, Edward
Bartlett, Horace I.	Fitz-Randolph, Reginald T.
Bassett, Edmund	Flaherty, William
Batchelder, Albert W.	Flynn, Maurice R.
Bauer, Ralph S.	Foss, George H.
Bodfish, John D. W.	Garland, John J.
Boucher, Joseph Zoël	Gaylord, Henry E.
Bowen, Patrick	Giddings, Charles
Boyer, Elmer E.	Glasier, Frederick P.
Brennan, James J.	Good, John P.
Broderick, Patrick S.	Green, Thomas H.
Brown, E. Gerry	Greenwood, Hamlet S.
Brown, Samuel F.	Haines, Benjamin F.
Bullock, William J.	Hale, Edward R.
Burns, William A.	Hale, Matthew
Buttrick, Allan G.	Hall, Elisha S.
Callahan, Timothy F.	Hall, Isaac Freeman
Carr, Edward	Hamilton, Andrew Foster
Choate, Charles F., Jr.	Harriman, Arthur N.
Churchill, George B.	Harrington, Patrick H.
Clark, Chester W.	Hicks, George H.
Coakley, Daniel H.	Johnson, Charles R.
Coogan, Clement F.	Jones, George R.
Cook, Rufus H.	Keliher, John A.
Corrigan, Robert S.	Kelley, Thomas R.
Costello, Francis M.	Kenny, Herbert A.
Coughlan, William J.	Kerr, Alexander
Crafts, Lyman A.	Kilbon, John L.
Craven, John H.	Knotts, J. Franklin
Crosby, J. Howell	Langelier, Louis F. R.
Crossley, William Cyril	Larson, Charles G.
Cummings, John W.	Leboeuf, Telesphore
Curtiss, Elmer L.	Leonard, Joseph J.
Daley, Peter	Linke, Fred R.
Daly, John W.	Lomasney, Martin M.
Davis, William R.	Love, Joseph A.
Dean, Robert A.	Lufkin, Willfred W.
Delaney, Louis F.	Lummus, Henry T.
Dellinger, Raymond P.	Lyman, Frank E.

## JOURNAL OF THE CONVENTION,

<b>Messrs.</b>	Daly, John W. Day, Charles M. Dean, Robert A. Delaney, Louis F. Derbyshire, James H. Donnelly, James P. Donovan, Daniel R. Donovan, James A. Donovan, Thomas F. Doran, James P. Driscoll, Dennis D. Driscoll, Timothy J. Finn, E. Philip Flynn, Maurice R. Gallagher, Daniel J. Garland, Francis P. Gartland, John J. Granfield, William J. Graumann, John Green, Thomas H. Haines, Benjamin F. Hale, Matthew Harding, Clarence W. Harriman, Arthur N. Hart, Albert Bushnell Hawley, Truman R. Johnson, Charles R. Keliher, John A. Kenny, Herbert A. Knotts, J. Franklin Lane, Dwight F. Leonard, Joseph J. Lomasney, Martin M. Love, Joseph A. MacMaster, Edward A. Maguire, James E. Mahoney, John J. Mancovitz, David Mansfield, John J. McAnarney, John W. McCarthy, Charles F. McCormack, John W. McIsaac, Daniel V. McKeon, Francis P.	<b>Messrs.</b>	McLaud, Abner S. Merrill, George Frye Mitchell, John Moran, William Moriarty, James T. Moynihan, James J. Murley, Joseph J. Myron, John F. Newhall, Arthur N. Newton, H. Huestis Nutting, Edward H. O'Connell, John J. O'Connell, John P. O'Connell, Joseph F. Peirce, Albion G. Pelletier, Joseph C. Peterson, Patrick Quincy, Josiah Quinn, Timothy F. Ray, Herbert L. Rose, Samuel Sawyer, Roland D. Scigiano, Alfred P. Shaw, Michael F. Shea, John T. Sheehan, Christopher A. Sherburne, Nelson Sparrell, Ernest H. Stoeber, Charles Sullivan, Joseph M. Sullivan, William H. Sullivan, William J. Swig, Louis Talbot, Harry R. Thompson, Edward Walker, George Walker, Joseph Walsh, David I. Washburn, Albert H. Webster, Francis E. Whitehead, James Winslow, Guy M. Wonson, Carlton W.
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**NAYS.**

<b>Messrs.</b>	Adams, Scott Bailey, Charles O. Balch, Francis N. Ballantyne, John Bangs, Francis R. Barker, Warren S. Barnes, Clarence A. Barnes, George L. Bartlett, Horace I. Bassett, Edmund Besse, Harold A. Bicknell, Wallace H. Blackmur, Paul R. Bolster, Percy G. Bosworth, Henry H. Bouvé, Walter L. Boyer, Elmer E. Brooks, George F. Brown, Samuel F. Bruce, Charles Bryant, Lincoln	<b>Messrs.</b>	Buck, Maurice A. Burns, William A. Buttrick, Allan G. Chase, Mial W. Choate, Charles F., Jr. Churchill, George B. Clapp, Robert P. Clark, Chester W. Codman, James M., Jr. Coe, S. Hamilton Collier, David R. Collins, Samuel I. Coogan, Clement F. Cook, Benjamin A. Cook, Rufus H. Coombs, Zelotes W. Crafts, Lyman A. Crosby, J. Howell Crossley, William Cyril Curtis, Edwin U. Cusick, John F.
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**Messrs.** McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 Merriam, John M.  
 Montague, David T.  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Morton, James M.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Parker, George S.  
 Parker, Herbert  
 Parkman, Henry  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Quinn, Timothy F.

**Messrs.** Ray, Herbert L.  
 Richardson, Edward A.  
 Richardson, James P.  
 Sawyer, Roland D.  
 Shattuck, Josiah B.  
 Sparrell, Ernest H.  
 Stearns, Harry N.  
 Sullivan, William H.  
 Swig, Louis  
 Talbot, Harry R.  
 Thompson, John L.  
 Trefry, William D. T.  
 Twomey, John C.  
 Walcott, Robert  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whitehead, James  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Wilson, William H.  
 Wing, Herbert  
 Winslow, Guy M.

143 yeas; 134 nays.

Therefore the order was adopted, as follows: —

"Ordered, That the Convention continue in session until final action has been taken on the Resolution to provide for establishing the initiative and referendum, and that it then adjourn, and shall be called by the President or Secretary of the Convention to meet within one week after the prorogation of the General Court of 1918."

Mr. Feiker of Northampton gave notice that, at the next session, he would move to reconsider the vote by which the Convention adopted the foregoing order.

Mr. Carr of Hopkinton then moved to reconsider the vote by which the order was adopted; and this motion, under the rule, was placed first in the Orders of the Day for the next session.

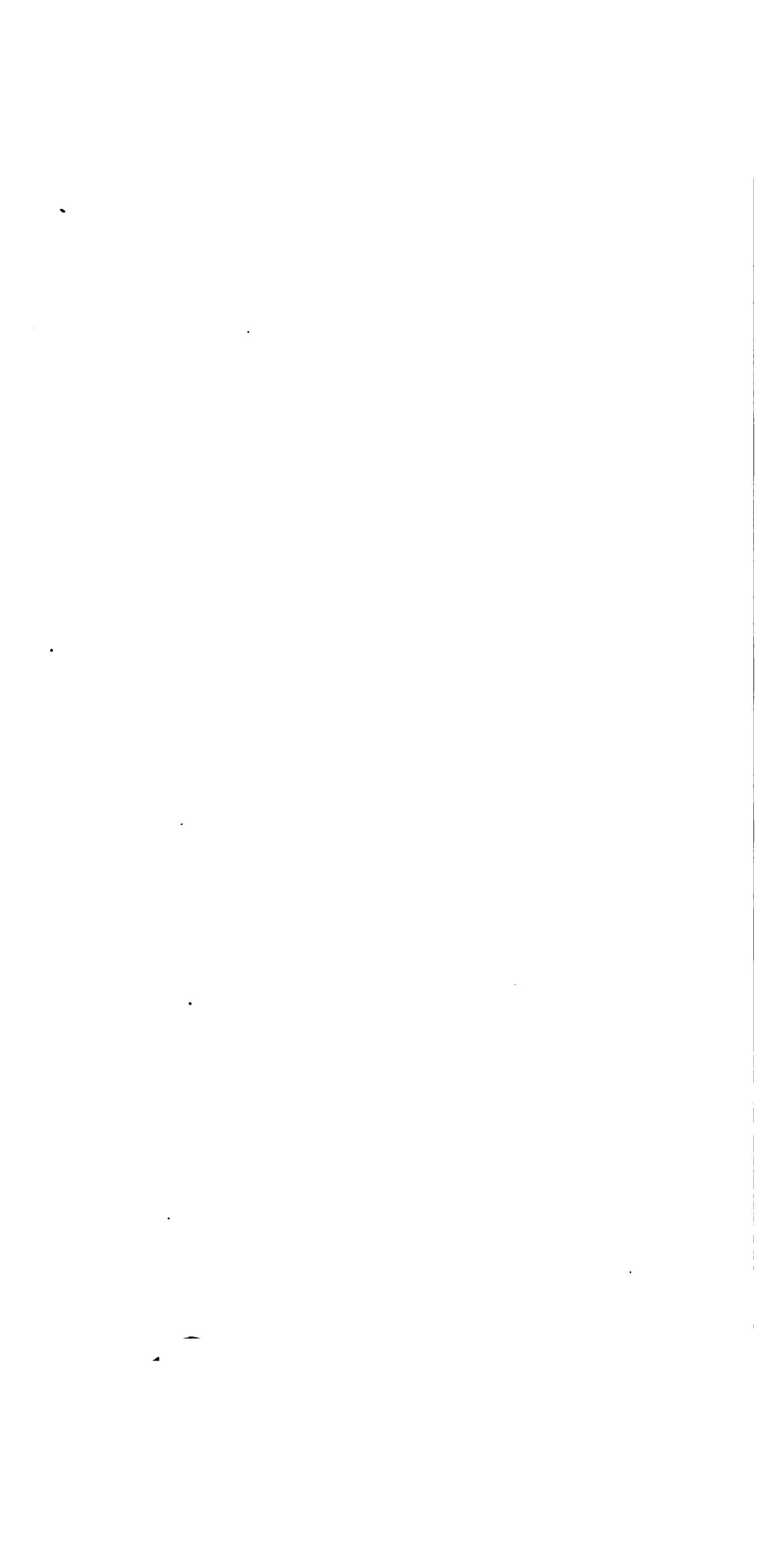
#### *Adjournment Until June, 1918.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, to whom was referred the order offered by Mr. Besse of Newburyport, providing that, after the final disposition of the amendments that are to go on the ballot this year, nothing be considered but the initiative and referendum; and that, after this amendment has been finally acted upon, the Convention adjourn until the first Tuesday of June, 1918, — reported recommending that the same ought not to be adopted.

The report was read; and, on motion of Mr. Bullock of New Bedford, the order was placed in the Orders of the Day for the next session.

At five minutes before four o'clock, on motion of Mr. Luce of Waltham, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

Adjournment after final action on the initiative and referendum.





## JOURNAL OF THE CONVENTION.

**Messrs. Webster, George P.  
Whitehead, James  
Wilson, William H.**

**Messrs. Winslow, Guy M.  
Wonson, Carlton W.**

131 yeas; 117 nays.

Therefore the foregoing amendment moved by Mr. Washburn was adopted.

Mr. Montague of Boston moved that the resolution be amended as follows:—

*Mr. Montague,  
—amendments.* By adding after the word "representatives", in line 109, the words "With the exception of the first ten signers of an initiative petition, all petitions brought under this article of the constitution shall be signed in the presence of some city or town official of the city or town in which the signer of the petition is a registered voter"; and

By inserting after line 186 the following paragraph:—

"Provision for the designation of the city or town officials in the presence of whom initiative petitions may be signed and for the designation of such place or places in each city and town in the commonwealth where such petitions may be signed, as the convenience of the voters requires, may be made by law."

After debate the amendments were rejected, by a vote of 98 to 129.

*Motion to reconsider.* Mr. Creamer of Lynn moved that this vote be reconsidered.

Mr. Underhill of Somerville then moved that the Convention adjourn; and this motion was negatived, by a vote of 112 to 113.

Mr. Buttrick of Lancaster moved that the further consideration of the motion to reconsider be postponed until the next session. The President entertained the motion; and after debate it was negatived.

The motion to reconsider was then negatived.

*Adjournment.* Mr. Sullivan of Salem then moved that the Convention adjourn; and this motion prevailed.

Accordingly, at twenty-two minutes after four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

# JOURNAL OF THE CONVENTION.

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THURSDAY, October 18, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Roland D. Sawyer of Ware, a member of the Convention.

## *Leave of Absence.*

On motion of Mr. Richardson of Newton, —

*Ordered*, That Mr. French of Randolph be granted leave of <sup>Ana P. French.</sup> absence from to-day's session, in order that he may attend a funeral.

## *Quorum.*

Mr. Delaney of Holyoke doubted the presence of a quorum, <sup>Quorum.</sup> and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

## *Adjournment from October 26 to June 11.*

On the appearance of a quorum (Mr. Underhill of Somerville being in the chair) Mr. Luce of Waltham, for the committee on Rules and Procedure, to whom was referred the order offered by Mr. Avery of Holyoke, providing that the Convention continue in session until the fourth Friday of October next, and that it then adjourn until the second Tuesday of June in the year 1918, — reported recommending that the same ought not to be adopted.

Adjourn-  
ment from  
October 26  
to June 11.

The report was read; and the order was considered forthwith.

Mr. Avery of Holyoke moved that the order be amended by striking out the words "the fourth Friday of October next", and inserting in place thereof the words "final action has been taken on the Resolution to provide for establishing the initiative and referendum"; and by striking out the words "until the second Tuesday of June in the year 1918", and inserting in place thereof the words "[A] subject to the call of the President or Secretary of the Convention to meet within one week after the prorogation of the General Court of 1918".

Mr. Avery, —  
amendments.

After debate Mr. Sawyer of Ware moved that the further consideration of the order be postponed until Tuesday next, first in the Orders of the Day. Pending the question on this motion (the President having resumed the chair) the order was laid on the table, on motion of Mr. Luce of Waltham.

## *Addresses on the Second Liberty Loan.*

On motion of Mr. Merriam of Framingham, —

*Ordered*, That a committee of eleven members be appointed <sup>Second</sup> <sub>Liberty</sub> <sub>Loan,</sub> <sub>addresses by</sub> <sub>His Excellency</sub> to wait upon His Excellency the Governor of the Commonwealth and the Governor of the Federal Reserve Bank and inform them

## JOURNAL OF THE CONVENTION,

the Governor  
and Governor  
Aiken of the  
Federal Reserve  
Bank.

that the Convention is now in session and invites them to address its members with reference to the "Second Liberty Loan".

The President appointed as the committee Messrs. Merriam of Framingham, Adams of Springfield, Aylward of Cambridge, Boyer of Lynn, Lane of Boston, Whittier of Winthrop, Shea of Dalton, Walker of New Bedford, Look of Tisbury, Michelman of Boston and Daly of Lowell, and they proceeded to the discharge of their duty under escort of the Sergeant-at-Arms.

Soon afterwards Mr. Merriam, for the committee, reported that they had attended to the duty assigned them, and that His Excellency the Governor had accepted the invitation of the Convention for himself and Governor Aiken of the Federal Reserve Bank, and that they would attend upon the Convention forthwith.

Thereupon His Excellency, Samuel W. McCall, Governor of the Commonwealth, and Honorable Alfred L. Aiken, Governor of the Federal Reserve Bank, entered the Convention Chamber under escort of the Sergeant-at-Arms.

The President of the Convention, His Excellency the Governor of the Commonwealth, and Governor Aiken of the Federal Reserve Bank then addressed the members; after which the distinguished guests withdrew under escort of the Sergeant-at-Arms.

*Attendance of Delegates Equivalent to Court Engagements.*

Supreme  
Court, —  
engagement  
of delegates  
of the  
Convention.

A communication from Arthur P. Rugg, Chief Justice of the Supreme Judicial Court, stating that "The resolution of the Constitutional Convention requesting that engagements of its members in the performance of their duties be treated as equivalent to engagements in court will be respectfully heeded by the justices of the Supreme Judicial Court", — was read, and placed on file.

*Taken from the Table.*

On motion of Mr. White of North Brookfield the following order was taken from the table:—

*Ordered*, That the Convention continue in session until the fourth Friday of October next, and that it then adjourn until the second Tuesday of June in the year 1918.

After debate (Mr. Underhill of Somerville being in the chair) the pending motion of Mr. Sawyer of Ware (that the further consideration of the order be postponed until Tuesday next) was negatived.

After further debate Mr. Edwin U. Curtis of Boston moved that, unless a vote be sooner reached, debate be closed at 3.30 o'clock; and this motion prevailed.

Recess.

At one o'clock, under the provisions of a standing order, the Chair (Mr. Underhill) declared a recess until two o'clock; at which hour the Convention reassembled.

Quorum.

Mr. Sawyer of Ware doubted the presence of a quorum; and the Chair (Mr. Underhill) requested the Sergeant-at-Arms to secure the attendance of a quorum.

Adjourn-  
ment from  
October 26  
to June 11.

On the appearance of a quorum, and after debate, Mr. Hale of Boston moved that the foregoing amendment moved by Mr. Avery of Holyoke be amended by striking out, at "A", the words "subject to the call of", and inserting in place thereof the words "and shall be called by".

After debate Mr. Avery, there being no objection, accepted, as a part of his amendments, the amendment moved by Mr. Hale.

The amendments, as thus amended, were then adopted.

On the question on the adoption of the order, as amended, the sense of the Convention was taken by yeas and nays, at the request of Mr. Newton of Everett; and on the roll call 143 members voted in the affirmative and 134 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Doe, Orestes T.
Adams, Scott	Donnelly, James P.
Adams, Smith J.	Donovan, Daniel R.
Avery, Nathan P.	Donovan, Thomas F.
Bailey, Charles O.	Doran, James P.
Balch, Francis N.	Driscoll, Dennis D.
Barker, Warren S.	Driscoll, Timothy J.
Barnes, Clarence A.	Ferrey, Irving D.
Barnes, George L.	Ferry, James R.
Barrett, James T.	Fisher, Edward
Bartlett, Horace I.	Fitz-Randolph, Reginald T.
Bassett, Edmund	Flaherty, William
Batchelder, Albert W.	Flynn, Maurice R.
Bauer, Ralph S.	Foss, George H.
Bodfish, John D. W.	Gartland, John J.
Boucher, Joseph Zoel	Gaylord, Henry E.
Bowen, Patrick	Giddings, Charles
Boyer, Elmer E.	Glazier, Frederick P.
Brennan, James J.	Good, John P.
Broderick, Patrick S.	Green, Thomas H.
Brown, E. Gerry	Greenwood, Hamlet S.
Brown, Samuel F.	Haines, Benjamin F.
Bullock, William J.	Hale, Edward R.
Burns, William A.	Hale, Matthew
Buttrick, Allan G.	Hall, Elisha S.
Callahan, Timothy F.	Hall, Isaac Freeman
Carr, Edward	Hamilton, Andrew Foster
Choate, Charles F., Jr.	Harriman, Arthur N.
Churchill, George B.	Harrington, Patrick H.
Clark, Chester W.	Hicks, George H.
Coakley, Daniel H.	Johnson, Charles R.
Coogan, Clement F.	Jones, George R.
Cook, Rufus H.	Keliher, John A.
Corrigan, Robert S.	Kelley, Thomas R.
Costello, Francis M.	Kenny, Herbert A.
Coughlan, William J.	Kerr, Alexander
Crafts, Lyman A.	Kilbon, John L.
Craven, John H.	Knotts, J. Franklin
Crosby, J. Howell	Langelier, Louis F. R.
Crossley, William Cyril	Larson, Charles G.
Cummings, John W.	Leboeuf, Telesphore
Curtiss, Elmer L.	Leonard, Joseph J.
Daley, Peter	Link, Fred R.
Daly, John W.	Lomaxey, Martin M.
Davis, William R.	Love, Joseph A.
Dean, Robert A.	Lufkin, Willfred W.
Delaney, Louis F.	Lummus, Henry T.
Dellinger, Raymond P.	Lyman, Frank E.

## JOURNAL OF THE CONVENTION,

**Messrs.** Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Martin, Martin L.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, Charles  
 Mitchell, John  
 Moore, Charles D. C.  
 Myron, John F.  
 O'Connell, John J.  
 O'Connell, John P.  
 Peirce, Albion G.  
 Powers, Samuel L.  
 Rieutord, Louis O.  
 Robbins, Edward J.  
 Ross, Samuel  
 Saunders, Amos T.  
 Scigliano, Alfred P.  
 Shaw, Michael F.  
 Shea, John M.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson

**Messrs.** Skerrett, Mark N.  
 Smith, Jerome S.  
 Stoeber, Charles  
 Sullivan, Edmund G.  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William J.  
 Sweeney, Edward A.  
 Tatman, Charles T.  
 Theller, Ralph L.  
 Thompson, Edward  
 Thompson, Hubert C.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walker, George  
 Waterman, George B.  
 Webster, Francis E.  
 Webster, George P.  
 Weekes, George LeRoy  
 Williams, Fred Homer  
 Wonuson, Carlton W.  
 Wood, Charles J.  
 Youngman, William S.

**NAYS.**

**Messrs.** Adams, Brooks  
 Aylward, James F.  
 Ballantyne, John  
 Bangs, Francis R.  
 Bates, John L.  
 Bates, Sanford  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Brackett, John Q. A.  
 Brennan, James H.  
 Brooks, George F.  
 Bruce, Charles  
 Bryant, Lincoln  
 Buck, Maurice A.  
 Butler, A. Webster  
 Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Clapp, Robert P.  
 Clark, Ezra W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Cook, Benjamin A.  
 Coombs, Zelotes W.  
 Creamer, Walter H.  
 Creed, James F.  
 Curtis, Edwin U.  
 Cusick, John F.  
 Dale, George H.  
 Davis, Elbridge G.  
 Delano, Robert T.

**Messrs.** Derbyshire, James H.  
 Donovan, James A.  
 Douglass, John J.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Finn, E. Philip  
 Flye, Louis Edwin  
 Fraser, Eugene B.  
 French, Asa P.  
 Frost, Archie N.  
 Gallagher, Daniel J.  
 Gates, Joseph S.  
 George, Samuel W.  
 Gleason, Nesbit G.  
 Graumann, John  
 Hall, Frederick S.  
 Harding, Clarence W.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Hutchings, Henry M.  
 Kelley, George W.  
 Kenefick, Thomas W.  
 Kinney, William S.  
 Kneil, Arthur S.  
 Lane, Daniel W.  
 Lane, Dwight F.  
 Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Lowell, James A.  
 Luce, Robert  
 Lynch, John C.  
 MacMaster, Edward A.  
 Mansfield, John J.

**Messrs.** McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 Merriam, John M.  
 Montague, David T.  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Morton, James M.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Parker, George S.  
 Parker, Herbert  
 Parkman, Henry  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Quinn, Timothy F.

**Messrs.** Ray, Herbert L.  
 Richardson, Edward A.  
 Richardson, James P.  
 Sawyer, Roland D.  
 Shattuck, Josiah B.  
 Sparrell, Ernest H.  
 Stearns, Harry N.  
 Sullivan, William H.  
 Swig, Louis  
 Talbot, Harry R.  
 Thompson, John L.  
 Trefry, William D. T.  
 Twomey, John C.  
 Walcott, Robert  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whitehead, James  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Wilson, William H.  
 Wing, Herbert  
 Winslow, Guy M.

143 yeas; 134 nays.

Therefore the order was adopted, as follows: —

"Ordered, That the Convention continue in session until final action has been taken on the Resolution to provide for establishing the initiative and referendum, and that it then adjourn, and shall be called by the President or Secretary of the Convention to meet within one week after the prorogation of the General Court of 1918."

Mr. Feiker of Northampton gave notice that, at the next session, he would move to reconsider the vote by which the Convention adopted the foregoing order.

Mr. Carr of Hopkinton then moved to reconsider the vote by which the order was adopted; and this motion, under the rule, was placed first in the Orders of the Day for the next session.

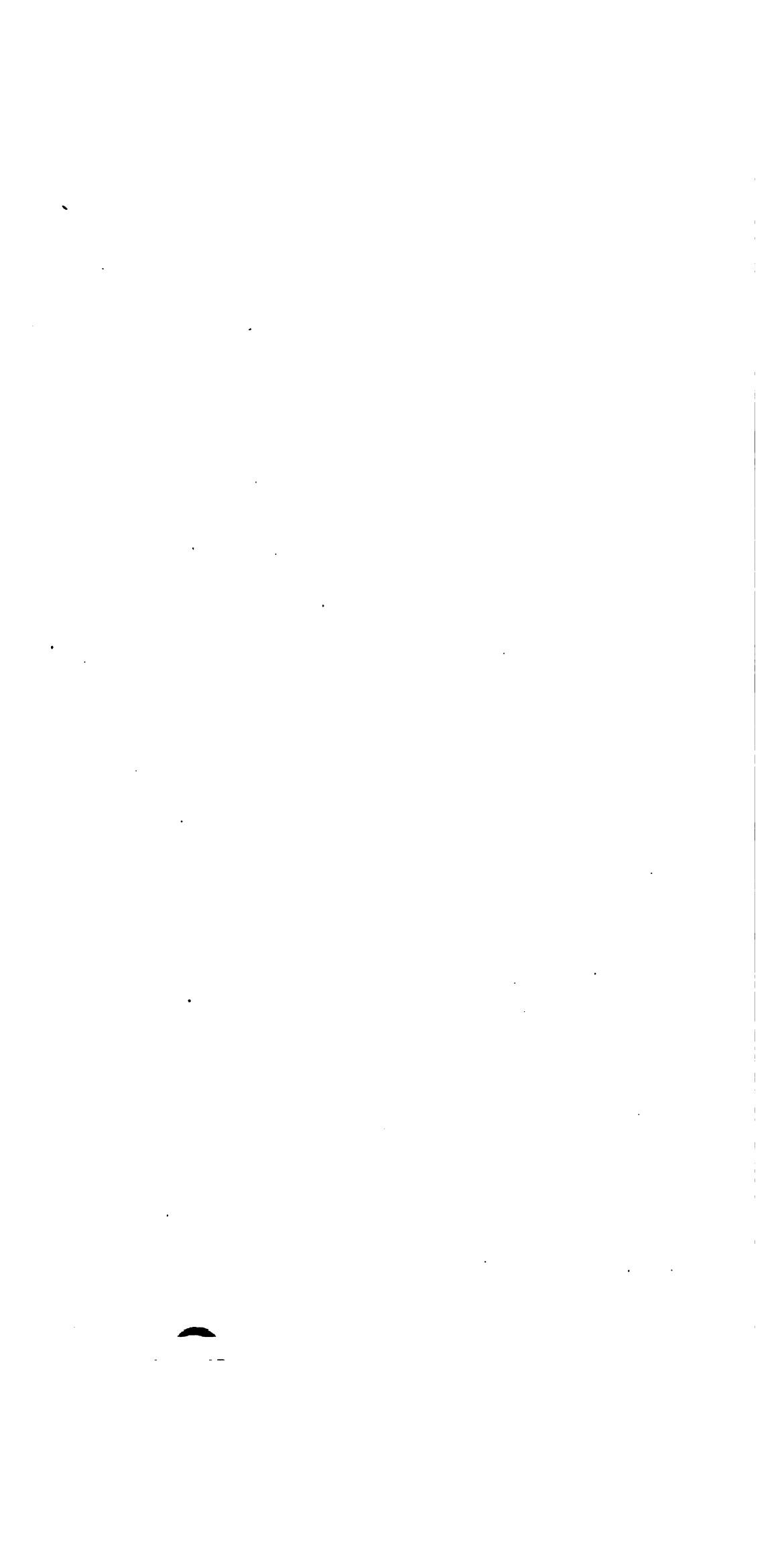
#### *Adjournment Until June, 1918.*

Mr. Luce of Waltham, for the committee on Rules and Procedure, to whom was referred the order offered by Mr. Besse of Newburyport, providing that, after the final disposition of the amendments that are to go on the ballot this year, nothing be considered but the initiative and referendum; and that, after this amendment has been finally acted upon, the Convention adjourn until the first Tuesday of June, 1918, — reported recommending that the same ought not to be adopted.

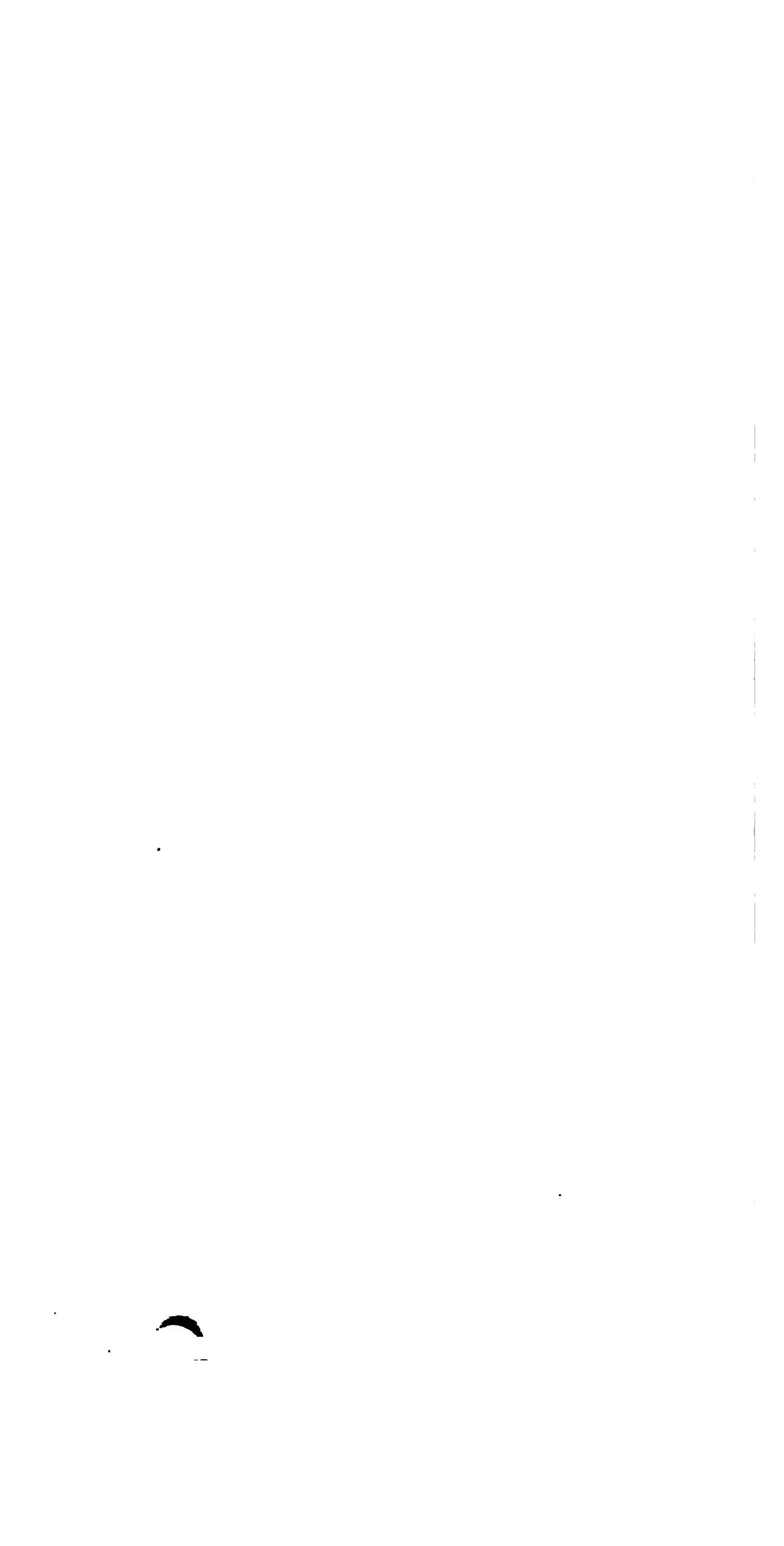
The report was read; and, on motion of Mr. Bullock of New Bedford, the order was placed in the Orders of the Day for the next session.

At five minutes before four o'clock, on motion of Mr. Luce of Waltham, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.

Adjournment after final action on the initiative and referendum.







# JOURNAL OF THE CONVENTION.

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FRIDAY, October 19, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Patrick Bowen Murphy of Boston.

## *Orders of the Day.*

The Convention proceeded to the consideration of the Orders of the Day.

The motion of Mr. Carr of Hopkinton, that the vote be reconsidered by which the Convention, at the last session, adopted the following order, was considered: —

*Ordered*, That the Convention continue in session until final Adjournment to 1918. action has been taken on the Resolution to provide for establishing the initiative and referendum, and that it then adjourn, and shall be called by the President or Secretary of the Convention to meet within one week after the prorogation of the General Court of 1918.

After debate the question was put, and 110 members voted in the affirmative and 100 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Saunders of Clinton; and on the roll call 136 members voted in the affirmative and 114 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Codman, James M., Jr.
Adams, Scott	Coe, S. Hamilton
Avery, Nathan P.	Collier, David R.
Aylward, James F.	Coogan, Clement F.
Ballantyne, John	Cook, Benjamin A.
Bates, Sanford	Coombs, Zelotes W.
Begley, John S.	Crafts, Lyman A.
Bennett, Frank P.	Creed, James F.
Bigney, Robert E.	Curtis, Edwin U.
Bodfish, John D. W.	Curtiss, Elmer L.
Bolster, Percy G.	Cusick, John F.
Bosworth, Henry H.	Dale, George H.
Bouvé, Walter L.	Davis, Elbridge G.
Boynton, Thomas J.	Delano, Robert T.
Brackett, John Q. A.	Doran, James P.
Brennan, James H.	Douglass, John J.
Brooks, George F.	Dresser, Frank F.
Brown, E. Gerry	Dutch, Charles Frederick
Bruce, Charles	Farnsworth, Frank S.
Bryant, Lincoln	Feiker, William H.
Buck, Maurice A.	Ferrey, Irving D.
Burns, William A.	Ferry, James R.
Butler, A. Webster	Finn, E. Philip
Chandler, Leonard B.	Flye, Louis Edwin
Chase, Mial W.	Gates, Joseph S.
Churchill, George B.	George, Samuel W.
Clapp, Robert P.	Giddings, Charles
Clark, Ezra W.	Gleason, Nesbit G.

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<b>Messrs.</b> Graumann, John	<b>Messrs.</b> Murley, Joseph J.
Hall, Elisha S.	Newton, H. Huestis
Hall, Frederick S.	Nutting, Edward H.
Hall, Isaac Freeman	O'Connell, Joseph F.
Harding, Clarence W.	O'Connor, John D.
Hart, Albert Bushnell	Parker, George S.
Hawley, Truman R.	Parker, Herbert
Hibbard, Charles E.	Parkman, Henry
Hobbs, Clarence W., Jr.	Pelletier, Joseph C.
Hoitt, Augustus J.	Pillsbury, Albert E.
Horgan, Francis J.	Powers, Samuel L.
Hutchings, Henry M.	Quincy, Josiah
Jones, George R.	Quinn, Timothy F.
Kelley, George W.	Richardson, Edward A.
Kenefick, Thomas W.	Richardson, James P.
Kilbon, John L.	Ross, Samuel
Lane, Daniel W.	Shattuck, Josiah B.
Lane, Dwight F.	Shea, John M.
Langelier, Louis F. R.	Sherburne, Nelson
Logan, James	Sparrell, Ernest H.
Loring, Augustus P.	Stearns, Harry N.
Lowe, Arthur H.	Sullivan, William H.
Lowell, James A.	Swig, Louis
Luce, Robert	Thompson, John L.
Lummus, Henry T.	Twomey, John C.
Lyman, Frank E.	Underhill, Charles L.
Lynch, John C.	Walcott, Robert
MacMaster, Edward A.	Walker, Joseph
Mansfield, John J.	Walsh, David I.
McAnarney, John W.	Washburn, Albert H.
McCarthy, Charles F.	Washburn, Charles G.
McCormack, John W.	Wellman, Arthur Holbrook
McIsaac, Daniel V.	Wheeler, William
McKeon, Francis P.	White, John A.
Merriam, John M.	Whitehead, James
Moran, William	Whittier, Eugene P.
Moriarty, James T.	Willett, George Franklin
Morrill, Charles H.	Williams, Fred Homer
Morton, James M.	Wing, Herbert
Moynihan, James J.	Winslow, Guy M.

**NAYS.**

<b>Messrs.</b> Adams, Brooks	<b>Messrs.</b> Costello, Francis M.
Adams, Smith J.	Coughlan, William J.
Anderson, Frederick L.	Craven, John H.
Bailey, Charles O.	Creamer, Walter H.
Balch, Francis N.	Crosby, J. Howell
Barker, Warren S.	Crossley, William Cyril
Barnes, George L.	Daley, Peter
Barrett, James T.	Daly, John W.
Bartlett, Horace I.	Davis, William R.
Batchelder, Albert W.	Dean, Robert A.
Bauer, Ralph S.	Delaney, Louis F.
Boucher, Joseph Zoël	Dellinger, Raymond P.
Boyer, Elmer E.	Doe, Orestes T.
Brennan, James J.	Donnelly, James P.
Broderick, Patrick S.	Donovan, Daniel R.
Burrell, Fred J.	Driscoll, Dennis D.
Buttrick, Allan G.	Driscoll, Timothy J.
Callahan, Timothy F.	Fisher, Edward
Choate, Charles F., Jr.	Flaherty, William
Clark, Chester W.	Flynn, Maurice R.
Coakley, Daniel H.	Fraser, Eugene B.
Collins, Samuel I.	Gartland, John J.
Cooney, Charles P.	Gaylord, Henry E.
Corrigan, Robert S.	Glazier, Frederick P.

Measrs. Good, John P.	Measrs. Nestor, Patrick F.
Green, Thomas H.	Newhall, Arthur N.
Greenwood, Hamlet S.	O'Connell, John J.
Haines, Benjamin F.	O'Connell, John P.
Hale, Edward R.	Peirce, Albion G.
Hale, Matthew	Peterson, Patrick
Hamilton, Andrew Foster	Ray, Herbert L.
Harriman, Arthur N.	Rieutord, Louis O.
Harrington, Patrick H.	Robbins, Edward J.
Hicks, George H.	Saunders, Amos T.
Johnson, Charles R.	Scigliano, Alfred P.
Keliher, John A.	Shaw, Michael F.
Kelley, Thomas R.	Shea, John T.
Kelly, Luke L.	Sheehan, Christopher A.
Kenny, Herbert A.	Skerrett, Mark N.
Kinney, William S.	Smith, Jerome S.
Knotts, J. Franklin	Smith, Rutherford E.
Larson, Charles G.	Stoeber, Charles
Leboeuf, Telesphore	Sullivan, Edmund G.
Leonard, Joseph J.	Sullivan, Joseph M.
Lomasney, Martin M.	Sullivan, Michael A.
Look, William J.	Sullivan, William J.
Love, Joseph A.	Sweeney, Edward A.
Lufkin, Willfred W.	Tatman, Charles T.
Maguire, James E.	Theller, Ralph L.
Mahoney, John J.	Thompson, Edward
Mancovitz, David	Thompson, Hubert C.
Merrill, George Frye	Turner, Joseph
Michelman, Joseph	Waterman, George B.
Mitchell, Charles	Webster, Francis E.
Mitchell, John	Webster, George P.
Moore, Charles D. C.	Wonson, Carlton W.
Myron, John F.	Youngman, William S.

136 yeas; 114 nays.

Therefore the vote was reconsidered.

On the recurring question Mr. Avery of Holyoke moved that the order be amended by the substitution of the following: —

*Ordered*, That the sessions of the Convention continue until Wednesday, November 28, and that, if all its business be not then disposed of, it adjourn until called by the President or Secretary to meet not later than within ten days after the prorogation of the General Court of 1918; and until the time of such adjournment on November 28 the Resolution to provide for establishing the initiative and referendum shall, whenever upon the Calendar, take precedence over all other matters in the Orders of the Day, except motions to reconsider; and provided that, in case final action has not been taken on the said resolution on or before the said 28th day of November, the sessions of the Convention shall continue until such final action has been taken, and upon the taking of such final action the Convention shall adjourn subject to call by the President or Secretary as aforesaid.

After debate Mr. Walker of Brookline (Mr. Underhill of Somerville being in the chair) moved that Rule 38 be suspended; and this motion, after debate, was negatived. Therefore the Chair (Mr. Underhill) declared that the amendment was improperly before the Convention.

Mr. Bates of Broline then moved that the order be amended by the substitution of the following: —

## JOURNAL OF THE CONVENTION,

Mr. Bates, — amendment.

*Ordered*, That the sessions of the Convention continue until Wednesday, November 28, and that, if all its business be not then disposed of, it adjourn until called by the President or Secretary to meet not later than within ten days after the prorogation of the General Court of 1918; and until the time of such adjournment on November 28 the Resolution to provide for establishing the initiative and referendum shall, whenever upon the Calendar, take precedence over all other matters in the Orders of the Day, except as otherwise provided by the rules of the Convention; and provided that, in case final action has not been taken on the said resolution on or before the said 28th day of November, the sessions of the Convention shall continue until such final action has been taken, and upon the taking of such final action the Convention shall adjourn subject to call by the President or Secretary as aforesaid.

Mr. Lomasney of Boston moved that the order be laid on the table; and this motion, after debate, was adopted.

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The President having resumed the chair the following order was considered: —

Adjournment after final action on the initiative and referendum.

*Ordered*, That, after the final disposition of the amendments that are to go on the ballot this year, nothing be considered but the initiative and referendum; and that, after this amendment has been finally acted upon, the Convention adjourn until the first Tuesday of June, 1918.

Mr. Buttrick of Lancaster moved that the order be laid on the table; and this motion prevailed.

Initiative and referendum.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 359, amended) was considered further, the main question being on ordering it to a second reading.

Mr. Anderson, — amendment.

Mr. Anderson of Newton moved that the resolution be amended by striking out lines 48 to 69, inclusive, and the word "law", in line 70, and inserting in place thereof the following: —

"If an initiative petition for a law is introduced into the general court in the manner hereinafter provided signed by not less than twenty thousand qualified voters, [A] or if a proposed law is introduced into the general court by recommendation of the governor by message, such proposed law shall not later than the second Wednesday in June be laid before a joint session of the two houses, at which the president of the senate shall preside; and if the two houses fail to agree upon a time for holding any joint session hereby required, or fail to continue the same from time to time until final action has been taken upon all such proposed laws pending before it, the governor shall call such joint session or continuance thereof. The final legislative action in such joint session upon any such proposed law shall be taken only by call of the yeas and nays, which shall be entered upon the journals of the two houses; and an unfavorable vote at

any legislative stage preceding final action shall be verified by call of the yeas and nays, to be entered in like manner. A proposed law introduced by initiative petition shall be voted upon in the form in which it was introduced, provided that it may be amended by vote of three-fourths of the members present and voting thereon in joint session, and any such vote shall be verified by call of the yeas and nays if called for by not less than forty members. [B] A proposed law introduced by recommendation of the governor shall be voted upon either in the form in which it was originally recommended or in such amended form as the governor may by message approve or substitute.

"If any such proposed law shall receive in such joint session the affirmative votes of at least one-fourth of all the members present and voting thereon, such fact shall be certified by the clerk of such joint convention to the secretary of the commonwealth and said secretary shall submit such proposed law to the people at the next state election [C], provided that in the case of a law recommended by the governor a certificate shall be filed by the governor with the secretary of state not later than said first Wednesday in August calling for such submission; and if such proposed law shall be approved by voters voting thereon at least equal in number to thirty per cent of the voters voting at such election, and also by a majority of the voters voting on such proposed law, then such proposed law shall become law, and shall take effect in thirty days after such state election or at such time after such election as may be provided in such law."

Mr. Loring of Beverly moved that the amendment moved by Mr. Anderson be amended by the substitution of the following:

Mr. Loring.—  
amendment.

Striking out, in lines 55 to 57, the words "and if the general court into which it is introduced fails to enact such law", and inserting in place thereof the following "or as amended by a vote of three-quarters of the members present and voting in each branch. If of the members present and voting one-third of the house and one-fourth of the senate vote for such enactment, but enactment fails".

Mr. Youngman of Boston moved that the amendment moved by Mr. Anderson be amended as follows:

Mr. Youngman,  
—amendments.

By striking out, at "A", the words "or if a proposed law is introduced into the general court by recommendation of the governor by message,";

By striking out, at "B", the words "A proposed law introduced by recommendation of the governor shall be voted upon either in the form in which it was originally recommended or in such amended form as the governor may by message approve or substitute.;" and

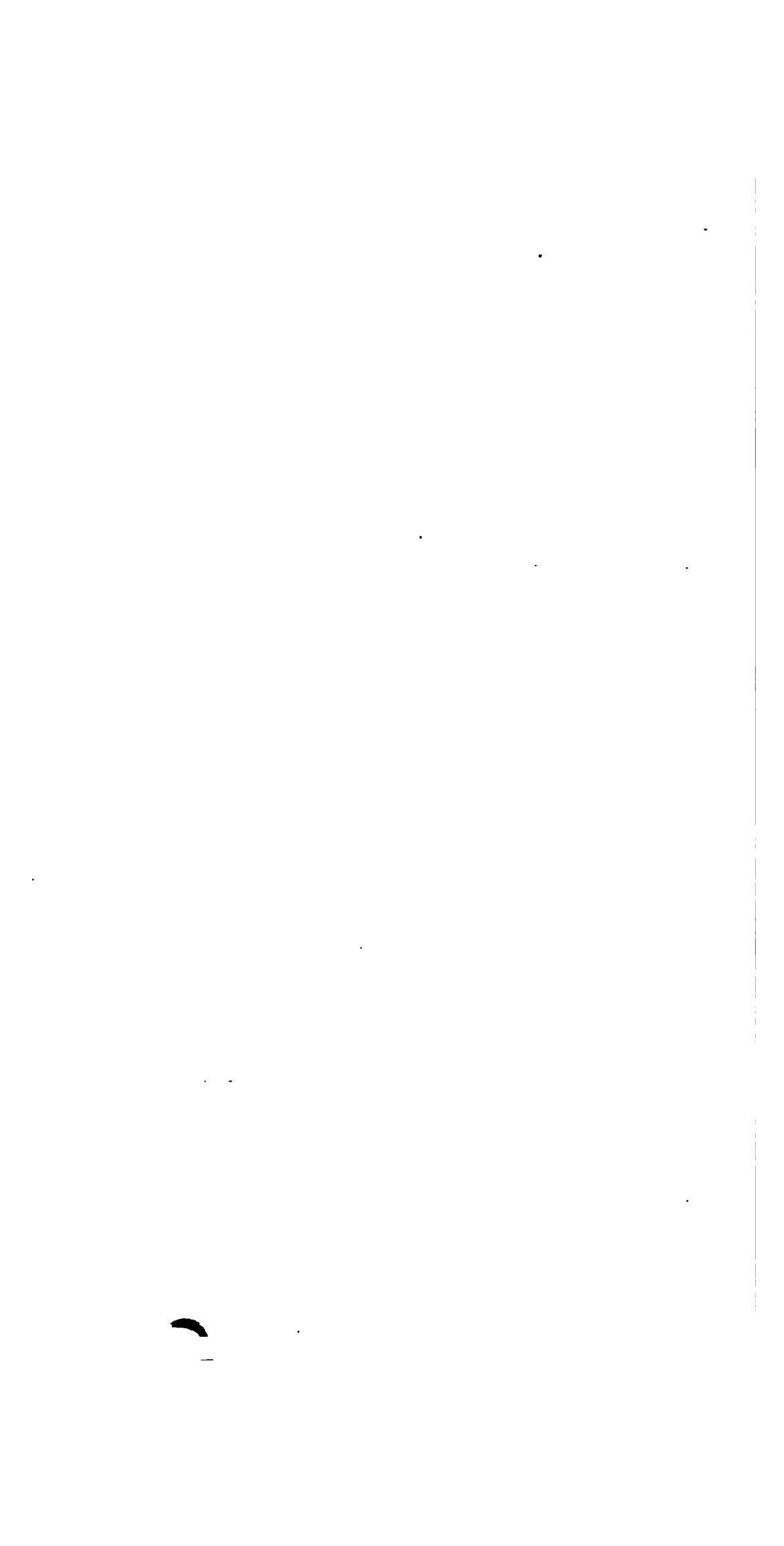
By striking out, at "C", the words ", provided, that in the case of a law recommended by the governor a certificate shall be filed by the governor with the secretary of state not later than said first Wednesday in August calling for such submission".

After debate the amendments moved by Mr. Youngman were adopted, by a vote of 129 to 80.

**Adjournment.** Mr. Mancovitz of Boston then moved that the Convention adjourn; and this motion prevailed.

Accordingly, at three minutes after one o'clock, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.





# JOURNAL OF THE CONVENTION.

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TUESDAY, October 23, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

## *Extension of Time for Certain Reports.*

On motion of Mr. Thompson of Haverhill, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, October 30, in which to report on matters before them. Reports of committees, — extension of time.

## *Leave of Absence.*

On motion of Mr. Washburn of Worcester, —

*Voted*, That Mr. Hart of Cambridge be granted leave of absence, under Rule 13, for two weeks, on account of illness in his family. Albert Bushnell Hart.

## *Communication from Delegate Herbert E. Cummings.*

A communication from Delegate Herbert E. Cummings of North Brookfield, addressed to the President, conveying to the members of the Convention sincere thanks for their kind expression of sympathy, and stating that Mr. Cummings was convalescing and hoped soon to be able to attend the sessions of the Convention, — was read; and it was placed on file. Herbert E. Cummings.

## *Support of the Second Liberty Loan.*

The following order, offered by Mr. Michelman of Boston, was considered: — Second Liberty Loan, — adjournment over October 24.

*Whereas*, The President of the United States by proclamation has set aside the twenty-fourth day of October as Liberty Day; and

*Whereas*, In accordance with said Proclamation His Excellency the Governor of this Commonwealth has set aside the same day for the purpose of allowing the citizens of this Commonwealth to advance the success of the Second Liberty Loan; and

*Whereas*, By said proclamation His Excellency the Governor has suggested that the people of this Commonwealth, in so far as possible, desist from their regular employment and aid the government in its need; therefore be it

*Resolved*, That the delegates of this Convention, in accordance with said proclamations of the President and of His Excellency the Governor, devote the said twenty-fourth day of October to arousing the people of this Commonwealth to respond to the call

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**of our country in subscribing for the Second Liberty Loan; and it is hereby**

*Ordered*, That, when the Convention adjourns to-day, it adjourn to meet on Thursday, October 25.

**Quorum.**

Mr. Glazier of Hudson doubted the presence of a quorum; and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

**Mr. Parkman,  
—amendments.**

On the appearance of a quorum Mr. Parkman of Boston moved that the order be amended by striking out the last two paragraphs thereof, and inserting in place thereof the following:

*Resolved*, That the delegates of this Convention, in accordance with said proclamations of the President and of His Excellency the Governor, adjourn and devote themselves to arousing the people of this Commonwealth to respond to the call of our country in subscribing for the Second Liberty Loan; and it is hereby

*Ordered*, That, if the Convention is in session at one o'clock P.M. on Wednesday, October 24, the President shall declare an adjournment until Thursday, October 25.

There being no objection Mr. Michelman accepted, as a part of his order, the amendments moved by Mr. Parkman.

After debate the order, as thus modified, was rejected.

*Printing of a Bulletin.*

Mr. Hall of Taunton being in the chair, the following order, offered by Mr. Newton of Everett, was referred, under the provisions of a standing order, to the committee on Rules and Procedure: —

**"Biennial  
Elections and  
Sessions of the  
Legislature".**

*Ordered*, That the Secretary of the Convention be instructed to replace, for the members of the Convention and for the public, Bulletin No. 9, on "Biennial Elections and Sessions of the Legislature", with a new edition under the same title, to include the present edition and the material printed as Convention Document No. 355, and also a bibliography of the subject in the legislative reference library.

*Table from the Table.*

On motion of Mr. Bates of Brookline the following order was taken from the table: —

**Adjournment,  
after final  
action on the  
initiative and  
referendum,  
until 1918.**

*Ordered*, That the Convention continue in session until final action has been taken on the Resolution to provide for establishing the initiative and referendum, and that it then adjourn, and shall be called by the President or Secretary of the Convention to meet within one week after the prorogation of the General Court of 1918.

**Mr. Bates, —  
amendment.**

Pending the recurring question on the adoption of the order Mr. Bates modified his pending amendment, there being no objection, so as to read as follows: —

*"Whereas*, A majority of the members of the Convention have indicated their belief that the remaining business before them cannot be satisfactorily completed during the present calendar year; and

TUESDAY, OCTOBER 23, 1917.

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*Whereas*, The Convention has now been in continuous session for a length of time exceeding that anticipated by any of its members, many of whom find it necessary to devote themselves for a period to their business [A] and professional duties; and

*Whereas*, There is no measure undisposed of that may properly be termed an emergency measure; and

*Whereas*, It will now be impossible to place upon the ballot at the November election any other resolutions of amendment than those already favorably acted upon; and

*Whereas*, The Convention has the unquestioned power to adjourn from time to time at its pleasure, as recognized in the Convention Act; now, therefore, be it

*Ordered*, That the sessions of the Convention continue until Friday, November 23, and that, if all its business be not then disposed of, it adjourn until called by the President or Secretary to meet not later than within ten days after the prorogation of the General Court of 1918; and until the time of such adjournment on November 23 the Resolution to provide for establishing the initiative and referendum shall, whenever upon the Calendar, take precedence over all other matters in the Orders of the Day, except as otherwise provided in the rules of the Convention; and provided that, in case final action has not been taken on the said resolution on or before the said 23rd day of November, the sessions of the Convention shall continue until such final action has been taken, and upon the taking of such final action the Convention shall adjourn subject to call by the President or Secretary as aforesaid.

After debate Mr. Fisher of Westford moved that the amendment be amended, in the second paragraph thereof, by striking out, at "A", the words "and professional", and inserting in place thereof the words ", professional, public and patriotic".

Mr. Fisher, —  
amendment.

There being no objection Mr. Bates accepted, as a part of his amendment, the amendment moved by Mr. Fisher.

After further debate the amendment moved by Mr. Bates, as thus modified, was adopted; and the order, as thus amended, was adopted.

On motion of Mr. Buttrick of Lancaster the following order was taken from the table: —

*Ordered*, That, after the final disposition of the amendments that are to go on the ballot this year, nothing be considered but the initiative and referendum; and that, after this amendment has been finally acted upon, the Convention adjourn until the first Tuesday of June, 1918.

Adjournment  
after final  
action on the  
initiative and  
referendum.

The order was then rejected.

*Special Committee to Consider Changes Wrought by the War.*

The consideration of the following order, offered by Mr. Adams of Quincy, was postponed until the next session, on motion of that member: —

*Ordered*, That, this Convention having voted to adjourn until next spring, previous to its adjournment the President shall appoint a committee of not more than 15 nor less than 12 members,

Special recess  
committee,  
— changes  
wrought by  
the war.

## JOURNAL OF THE CONVENTION,

who shall proceed during the recess to consider, so far as time will permit, —

1. The economic, social and legal changes which have been already wrought in our domestic and foreign relations by the present war, together with those of the greatest importance which seem likely soon to supervene;

2. If, by their labors, the committee shall reach the conclusion that, by some comprehensive treatment of the whole of our constitutional law, — not only that which is contained in the Constitution itself, but also that which is to be drawn from the judicial interpretation which the same has received, — it may be possible for said committee to develop some cohesive plan by which the people of this Commonwealth shall be placed in a position to deal more effectively with the increasingly strenuous pressure of modern competition than they otherwise could, then the committee shall report the same to this Convention so soon as it shall reconvene, and the Convention shall forthwith proceed to deliberate upon the same;

3. The committee shall be empowered to ask from the General Court an appropriation sufficient to pay for the necessary expense which the committee shall incur in the performance of its functions.

*Revision of the Rules of the Convention.*

The consideration of the following order, offered by Mr. Besse of Newburyport, was postponed until the next session, at the request of Mr. Jones of Melrose: —

Committee on  
Rules and  
Procedure, —  
revision of  
rules during  
the recess.

*Ordered*, That the committee on Rules and Procedure be instructed to improve, revise, amend or form new rules that will tend to expedite the proceedings of this Convention, said committee to meet during the term of adjournment and to report immediately upon the reconvening of the Convention and this committee be and hereby is instructed to embody in their new set of rules the abolition of the Committee of the Whole.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

Initiative and  
referendum.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 359, amended), being the unfinished business of the last session, was considered further, the main question being on ordering it to a second reading.

The amendment previously moved by Mr. Loring of Beverly to the amendment previously moved by Mr. Anderson of Newton was rejected, by a vote of 70 to 100.

The amendment previously moved by Mr. Anderson was also rejected.

Mr. Quincy,  
— amendment.

Mr. Quincy of Boston moved that the resolution be amended by adding, after line 82, the following paragraph, with the heading "*Conflicting and Alternative Measures*": —

"The general court by resolve passed by yea and nay vote either by the two houses sitting separately, or by a majority

of those present and voting thereon in joint convention held as herein provided, may provide for grouping and designating upon the ballot either as conflicting measures or as alternative measures, only one of which is to be adopted, any two or more proposed constitutional amendments, or any two or more proposed laws, which have been or may be passed or qualified for submission to the people at any one election, under the provisions of this amendment or otherwise; but a proposed constitutional amendment and a proposed law shall not in any case be so grouped.

"The general court may by resolve passed as aforesaid provide for the submission to the people of a substitute for any measure introduced by initiative petition which has been or may be passed or qualified for submission to the people as herein provided, the same to be designated on the ballot as the legislative substitute for such an initiative measure and to be grouped with the same as an alternative therefor.

"The ballot shall afford an opportunity to the voter to vote for or against each of the measures so grouped as conflicting or as alternatives. In case more than one of the measures so grouped shall receive the vote required for its approval as herein provided, only that one of the same for which the largest affirmative vote was cast shall be deemed to be approved; in the case of two measures so grouped as alternatives if neither shall receive such required vote but the aggregate affirmative vote cast for both of the same shall exceed the vote cast against either of the same, then that one of such measures for which the higher affirmative vote was cast shall again be placed upon the ballot at the coming state election, without being grouped with any other measure, and if approved by the voters by the vote herein required for the approval of a constitutional amendment or of a law, as the case may be, shall be adopted and take effect as herein provided.

"In case in any judicial proceeding any provisions of two or more constitutional amendments, or of two or more laws, approved by the people at the same election are held to be in conflict with each other, then the provisions contained in the constitutional amendment, or in the law, as the case may be, which received the largest number of affirmative votes at such election shall be deemed to govern."

After debate Mr. Churchill of Amherst, there being no objection, moved that the further consideration of this amendment be postponed until after the consideration of other amendments; and this motion prevailed.

Mr. Swig of Taunton moved that the resolution be amended by inserting after the word "commonwealth", in line 111, the words ", and no law relating to religion, religious practices or religious institutions".

Mr. Swig.—  
amendment.

After debate this amendment was adopted.

Mr. Walker of Brookline moved that the resolution be amended by adding, after line 109, the following paragraph:

Mr. Walker.—  
amendment.

"If the general court fails to agree to pass a proposed law before the first Wednesday of June, the first ten signers of the

## JOURNAL OF THE CONVENTION,

amendment shall become part of the constitution of this commonwealth.

*"Laws."*—If an initiative petition for a law is introduced into the general court in the manner hereinafter provided, signed by not less than five state senators or ex-senators and twenty-five representatives or ex-representatives of the commonwealth, and the general court into which it is introduced fails to enact such law before the first Wednesday of June; and if such initiative petition is completed by filing with the secretary of the commonwealth, not earlier than the first Wednesday of the following July nor later than the first Wednesday of the following August not less than two additional signatures of such senators or ex-senators and five representatives or ex-representatives then the secretary of the commonwealth shall submit such proposed law to the people at the next state election; and if it shall be approved by a majority of the qualified voters voting thereon, such proposed law shall, subject to the provisions of the constitution, become law, and shall take effect in thirty days after such state election or at such time after such election as may be provided in such law."

After debate the amendment was rejected.

**Mr. Cummings, — amendment.** Mr. Cummings of Fall River moved that the resolution be amended by adding, after line 112, the following paragraph:—

"No law or amendment to the constitution relating to the appointment, qualification, tenure, or removal or compensation of judges; or relating to the recall of judges or judicial decisions; or relating to the [A] creation or abolition of courts, shall be the subject of such initiative petition."

**Mr. Dutch, — amendment.** After debate Mr. Dutch of Winchester moved that the amendment be amended by inserting, at "A", the word "powers".

After further debate Mr. Cummings, there being no objection, accepted, as part of his amendment, the amendment moved by Mr. Dutch.

The question was then put on the amendment, as thus modified, and 135 members voted in the affirmative and 99 in the negative.

The sense of the Convention was then taken by yeas and nays at the request of Mr. Walker of Brookline; and on the roll call 142 members voted in the affirmative and 111 in the negative, as follows:—

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Boyer, Elmer E.
Adams, Scott	Brackett, John Q. A.
Bailey, Charles O.	Brine, Henry C.
Balch, Francis N.	Brown, Samuel F.
Ballantyne, John	Bruce, Charles
Bangs, Francis R.	Bryant, Lincoln
Barnes, George L.	Burns, William A.
Bassett, Edmund	Buttrick, Allan G.
Besse, Harold A.	Chandler, Leonard B.
Bicknell, Wallace H.	Chase, Mial W.
Blackmur, Paul R.	Choate, Charles F., Jr.
Bodfish, John D. W.	Churchill, George B.
Boucher, Joseph Zoël	Clapp, Robert P.
Bouvé, Walter L.	Clark, Chester W.
Boyden, Frank L.	Codman, James M., Jr.

*Taken from the Table.*

On the appearance of a quorum the Resolution to provide for establishing the initiative and referendum (Doc. No. 359, amended) was taken from the table, on motion of Mr. Davis of Cambridge, and considered, the main question being on ordering it to a second reading.

After debate the pending amendment moved by Mr. Luce of Waltham was adopted, by a vote of 92 to 85, as follows:—

Striking out, in line 178, the words "of any", and inserting in place thereof the words "for any".

Mr. Quincy of Boston moved that the resolution be amended by inserting after the word "*provided*," in line 128, the words "that the governor may, at any time before the election at which it is to be submitted to the people on referendum, declare any law to be an emergency measure hereunder by filing with the secretary of the commonwealth a statement setting forth the facts constituting the emergency, and that in his opinion the immediate preservation of the public peace, health, safety or convenience require that such law should go into operation forthwith, then such law, if not previously suspended as herein-after provided, shall take effect without suspension, or if such law has been so suspended such suspension shall thereupon terminate and such law shall thereupon go into effect: and *provided, further*,".

After debate this amendment was rejected, by a vote of 84 to 91.

Mr. William H. Sullivan of Boston moved that the resolution be amended by adding at the end thereof the following:—

"The power of initiative and referendum may be exercised as hereinafter provided:—

*"Amendments to the Constitution.* — If an initiative petition for any specific and particular amendment to the constitution is introduced into the general court in the manner hereinafter provided, signed by not less than ten state senators or ex-senators and fifty representatives or ex-representatives of the commonwealth, and the general court into which it is introduced shall fail to agree to such amendment in the manner provided in the ninth article of amendment to the constitution, such amendment shall nevertheless be deemed to be referred to the next general court and shall have the same standing therein as if once agreed to; and if such next general court shall fail before the first Wednesday of June to agree to such amendment in the manner provided in such ninth article, and if such initiative petition is completed by filing with the secretary of the commonwealth, not earlier than the first Wednesday of the following July nor later than the first Wednesday of the following August not less than two additional signatures of such senators or ex-senators and ten representatives or ex-representatives then the secretary of the commonwealth shall submit such proposed amendment to the people at the next state election; and if it shall be approved by a majority of the qualified voters voting thereon, such

## JOURNAL OF THE CONVENTION,

amendment shall become part of the constitution of this commonwealth.

*Laws.*— If an initiative petition for a law is introduced into the general court in the manner hereinafter provided, signed by not less than five state senators or ex-senators and twenty-five representatives or ex-representatives of the commonwealth, and the general court into which it is introduced fails to enact such law before the first Wednesday of June; and if such initiative petition is completed by filing with the secretary of the commonwealth, not earlier than the first Wednesday of the following July nor later than the first Wednesday of the following August not less than two additional signatures of such senators or ex-senators and five representatives or ex-representatives then the secretary of the commonwealth shall submit such proposed law to the people at the next state election; and if it shall be approved by a majority of the qualified voters voting thereon, such proposed law shall, subject to the provisions of the constitution, become law, and shall take effect in thirty days after such state election or at such time after such election as may be provided in such law."

After debate the amendment was rejected.

*Mr. Cummings, — amendment.* Mr. Cummings of Fall River moved that the resolution be amended by adding, after line 112, the following paragraph:—

"No law or amendment to the constitution relating to the appointment, qualification, tenure, or removal or compensation of judges; or relating to the recall of judges or judicial decisions; or relating to the [A] creation or abolition of courts, shall be the subject of such initiative petition."

*Mr. Dutch, — amendment.* After debate Mr. Dutch of Winchester moved that the amendment be amended by inserting, at "A", the word "powers".

After further debate Mr. Cummings, there being no objection, accepted, as part of his amendment, the amendment moved by Mr. Dutch.

The question was then put on the amendment, as thus modified, and 135 members voted in the affirmative and 99 in the negative.

The sense of the Convention was then taken by yeas and nays at the request of Mr. Walker of Brookline; and on the roll call 142 members voted in the affirmative and 111 in the negative, as follows:—

## YEAS.

Messrs. Adams, Charles Francis  
Adams, Scott  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barnes, George L.  
Bassett, Edmund  
Besse, Harold A.  
Bicknell, Wallace H.  
Blackmur, Paul R.  
Bodfish, John D. W.  
Boucher, Joseph Zoël  
Bouvé, Walter L.  
Boyden, Frank L.

Messrs. Boyer, Elmer E.  
Brackett, John Q. A.  
Brine, Henry C.  
Brown, Samuel F.  
Bruce, Charles  
Bryant, Lincoln  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.

**Messrs.** Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Coombs, Zelotes W.  
 Costello, Francis M.  
 Crafts, Lyman A.  
 Crossley, William Cyril  
 Cummings, John W.  
 Curtis, Edwin U.  
 Dale, George H.  
 Daly, John W.  
 Davis, Elbridge G.  
 Davis, William R.  
 Delano, Robert T.  
 Dellinger, Raymond P.  
 Derbyshire, James H.  
 Doe, Orestes T.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fisher, Edward  
 Fitz-Randolph, Reginald T.  
 Fraser, Eugene B.  
 French, Asa P.  
 Frost, Archie N.  
 Gates, Joseph S.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Neabit G.  
 Granfield, William J.  
 Greenwood, Hamlet S.  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Frederick S.  
 Hall, Isaac Freeman  
 Harrington, Patrick H.  
 Hibbard, Charles E.  
 Hicks, George H.  
 Hobbs, Clarence W., Jr.  
 Hoitt, Augustus J.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Keneffick, Thomas W.  
 Kneil, Arthur S.  
 Lane, Daniel W.  
 Langelier, Louis F. R.  
 Leboeuf, Telephore  
 Leonard, Joseph J.  
 Logan, James  
 Look, William J.

**Messrs.** Loring, Augustus P.  
 Love, Joseph A.  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lufkin, Willard W.  
 Lummus, Henry T.  
 Lynch, John C.  
 MacMaster, Edward A.  
 McAnarney, John W.  
 McLaud, Abner S.  
 Merriam, John M.  
 Michelman, Joseph  
 Mitchell, Charles  
 Montague, David T.  
 Morton, James M.  
 Nutting, Edward H.  
 Parker, Herbert  
 Parkman, Henry  
 Peirce, Albion G.  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Quinn, Timothy F.  
 Reidy, Michael J.  
 Richardson, Edward A.  
 Rieutord, Louis O.  
 Robbins, Edward J.  
 Saunders, Amos T.  
 Shea, John M.  
 Smith, Jerome S.  
 Sparrell, Ernest H.  
 Stearns, Harry N.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweet, Joseph L.  
 Talbot, Harry R.  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Winslow, Guy M.  
 Wood, Charles J.  
 Youngman, William S.

**NAYS.**

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Avery, Nathan P.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.

**Messrs.** Begley, John S.  
 Bennett, Frank P.  
 Berggren, Roy F.  
 Bigney, Robert E.  
 Bolster, Percy G.  
 Bowen, Patrick  
 Brennan, James H.  
 Brennan, James J.

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Messrs. Broderick, Patrick S.	Messrs. Mansfield, John J.
Brown, E. Gerry	Martin, Martin L.
Bullock, William J.	McCarthy, Charles F.
Burrell, Fred J.	McCormack, John W.
Butler, A. Webster	McIsaac, Daniel V.
Callahan, Timothy F.	McKeon, Francis P.
Carr, Edward	Merrill, George Frye
Clark, Ezra W.	Mitchell, John
Coleman, George W.	Moran, William
Cooney, Charles P.	Moriarty, James T.
Corrigan, Robert S.	Morrill, Charles H.
Coughlan, William J.	Moynihan, James J.
Creamer, Walter H.	Murley, Joseph J.
Creed, James F.	Myron, John F.
Crosby, J. Howell	Nestor, Patrick F.
Daley, Peter	Newhall, Arthur N.
Dean, Robert A.	Newton, H. Huestis
Delaney, Louis F.	O'Connell, John J.
Donnelly, James P.	O'Connell, John P.
Donoghue, John A.	O'Connell, Joseph F.
Donovan, Daniel R.	O'Connor, John D.
Donovan, Thomas F.	Pelletier, Joseph C.
Doran, James P.	Peterson, Patrick
Driscoll, Dennis D.	Quincy, Josiah
Driscoll, Timothy J.	Ray, Herbert L.
Finn, E. Philip	Ross, Samuel
Flaherty, William	Scigiano, Alfred P.
Flye, Louis Edwin	Shanahan, William J.
Flynn, Maurice R.	Shaw, Michael F.
Gallagher, Daniel J.	Shea, John T.
Garland, Francis P.	Sheehan, Christopher A.
Gartland, John J.	Sherburne, Nelson
Glazier, Frederick P.	Skerrett, Mark N.
Good, John P.	Stoeber, Charles
Green, Thomas H.	Sullivan, Joseph M.
Hale, Matthew	Sullivan, William H.
Harding, Clarence W.	Sullivan, William J.
Harriman, Arthur N.	Swig, Louis
Horgan, Francis J.	Theller, Ralph L.
Johnson, Charles R.	Thompson, Edward
Keliher, John A.	Twomey, John C.
Kenny, Herbert A.	Walker, George
Kilbon, John L.	Walker, Joseph
Lane, Dwight F.	Walsh, David I.
Lomasney, Martin M.	Webster, Francis E.
Maguire, James E.	Webster, George P.
Mahoney, John J.	Whitehead, James
Mancovitz, David	

142 yeas; 111 nays.

Therefore the amendment moved by Mr. Cummings was adopted, as follows: Adding, after line 112, the following paragraph: —

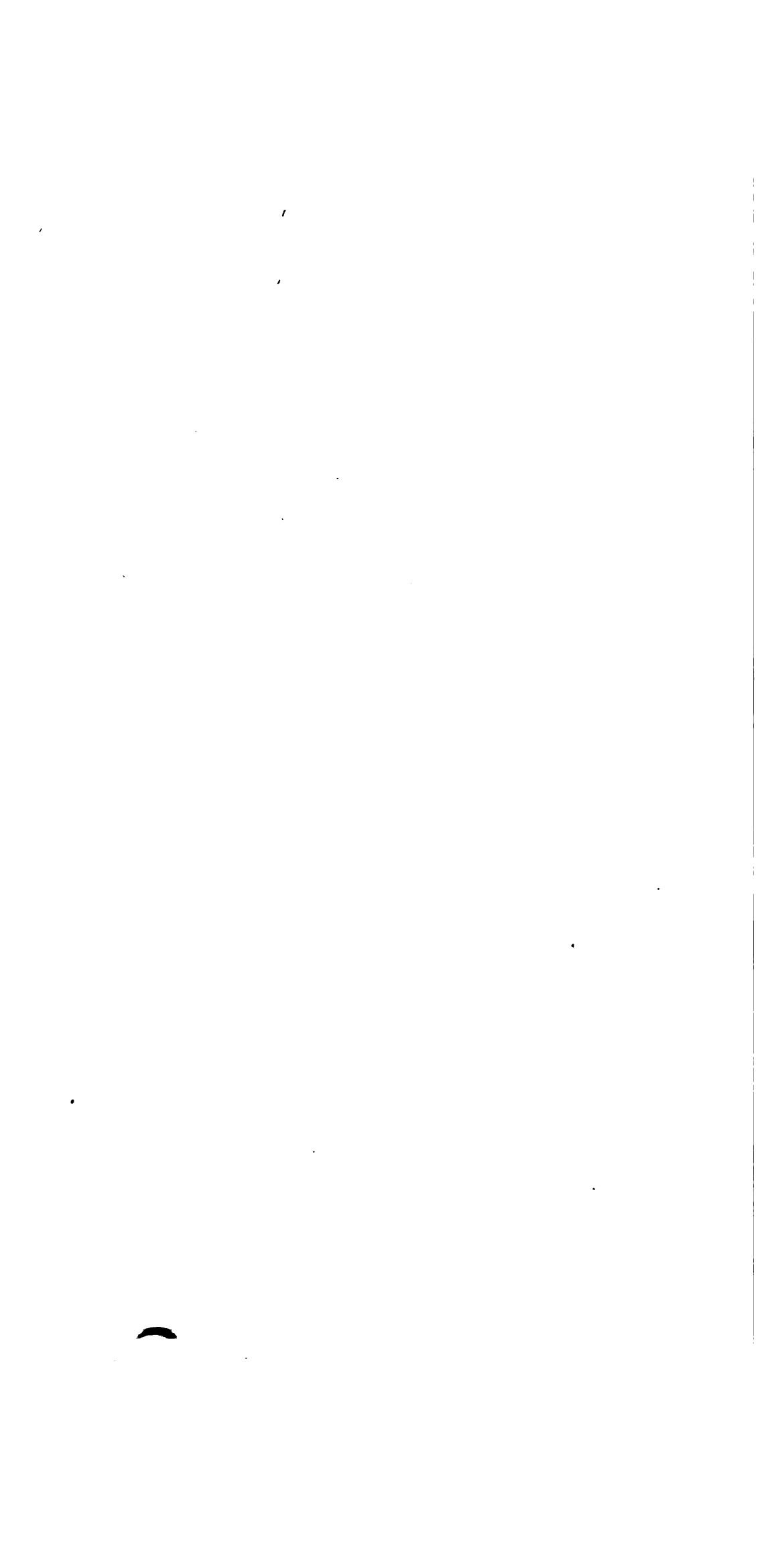
"No law or amendment to the constitution relating to the appointment, qualification, tenure, or removal or compensation of judges; or relating to the recall of judges or judicial decisions; or relating to the powers, creation or abolition of courts, shall be the subject of such initiative petition."

Mr. Youngman of Boston then moved that the Convention adjourn; and this motion prevailed.

Adjournment.

Accordingly, at eleven minutes after four o'clock the Convention adjourned, to meet on Thursday next at half-past ten o'clock A.M.





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THURSDAY, October 25, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Harry Lutz of Newton.

## *Leave of Absence.*

On motion of Mr. Flynn of Malden, —

*Ordered*, That Mr. Hawley of Malden be granted leave of <sup>Truman R.</sup> ~~Hawley~~. absence, under Rule 13, from October 23 to November 9, inclusive, in order that he may attend to duties in connection with the War Camp Community Recreation Bureau.

On motion of Mr. McAnarney of Quincy, —

*Ordered*, That Mr. Langelier of Quincy be granted leave of <sup>Louis F. R.</sup> ~~Langelier~~. absence on October 25 and 26, in order that he may attend the Rhode Island State Teachers' Convention, and on November 1 and 2, in order that he may attend the Worcester County Teachers' Convention.

## *Publication of an Address to the People.*

Mr. Luce of Waltham, for the committee on Rules and Procedure (sitting jointly with the committee on Amendment and Codification of the Constitution), who were authorized to report as to the best method of proceeding to revise, alter or amend the Constitution, reported recommending the following address to the people and the adoption of the following order: —

Address to  
the people  
relative to  
amendments  
submitted, —  
publication.

*To the People of Massachusetts:* —

The Constitutional Convention assembled by your direction and composed of your delegates has adopted three amendments to the Constitution for submission to you at the coming state election. These amendments have received careful and deliberate consideration; we believe them to be wise and salutary, and we recommend them for your approval.

The first amendment would authorize the Legislature to provide that citizens absent from home on election day might nevertheless exercise the right of suffrage. It is estimated that 20,000 railway men, traveling men, and others now lose their votes through inability to go to the polls. Furthermore, many thousands of young men will be deprived of the ballot while in the military or naval service of their country, unless the Legislature is enabled by this amendment to provide for receiving their votes.

The second amendment guarantees the free exercise of religion; one section especially protects those who may be inmates of penal or charitable institutions. It prevents the appropriation of public money in aid of religious, charitable, benevolent, educational, or other institutions not wholly under public control, but it permits the continuance of payments from the public treasury for the support in private institutions of persons who are public charges, and also allows appropriations for the maintenance of free public libraries and of the Soldiers' Home. Neither in purpose nor in effect is it hostile to religion, education, or philanthropy. In framing this amendment we have merely carried principles that have been developing through our entire history to the point of a broad general policy, — that public money shall be used only for

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public purposes, for the support of public institutions and no others. We believe this policy to be sound in itself; we know that it is satisfactory to men of very diverse views. The large majority by which the Convention approved this amendment, 275 to 25, and the mutual understanding and good-will developed during its consideration, warrant our confidence that its ratification at the polls will tend to the highest good of the Commonwealth.

The third amendment is meant to remove the restrictions that have stood in the way of using the powers of State and municipality, in a time of emergency like the present, to secure to the people at reasonable cost food and other necessities of life, or to provide shelter if required by such a calamity as a conflagration. As the new powers thus allowed to the Legislature can be used only under the exceptional conditions of urgent necessity or serious distress, their grant to the representatives of the people threatens no permanent invasion of the field of private enterprise, but promises certain forms of temporary relief hitherto precluded.

Before our labors are ended, we undoubtedly shall submit for your approval other important proposals, now maturing; we are confident you will wish us to use all necessary time and care in perfecting them. These three amendments we submit at once, partly because of their pressing nature or other weighty considerations, partly as an earnest of our zeal in the performance of the duty you have imposed on us. We indulge the hope that your approval of these measures and of others to come from us will result in making our Commonwealth still more conspicuous as an example of prudent progress in the development of institutions to promote the safety, happiness, and advancement of mankind, thus setting an example that may encourage and help the peoples now struggling to achieve the ordered liberty we have found so precious.

*Ordered*, That the Secretary of the Commonwealth be directed to publish the accompanying address to the people at the same time and in such manner as is provided by section 269 of Chapter 835 of the Acts of 1913 for publishing the question of the approval and ratification of proposed amendments to the Constitution.

The reading of the report (Doc. No. 366) was dispensed with, on motion of Mr. Parkman of Boston; and it was considered forthwith.

Mr. Brown of Brockton then moved that the further consideration of the report be postponed until the next session; and after debate this motion was adopted.

*Revision of the Rules of the Convention.*

The following order, offered by Mr. Besse of Newburyport, the consideration of which was postponed from the last session, was considered.

Committee  
on Rules and  
Procedure, —  
revision of  
rules during  
the recess.

*Ordered*, That the committee on Rules and Procedure be instructed to improve, revise, amend or form new rules that will tend to expedite the proceedings of this Convention, said committee to meet during the term of adjournment and to report immediately upon the reconvening of the Convention and this committee be and hereby is instructed to embody in their new set of rules the abolishment of the Committee of the Whole.

Mr. Bennett, —  
amendment.

Mr. Bennett of Saugus moved that the order be amended by striking out, at the end thereof, the words "and this committee be and hereby is instructed to embody in their new set of rules the abolishment of the Committee of the Whole".

After debate Mr. Besse, there being no objection, accepted this amendment of his order. The order, as thus modified, was then adopted.

*Special Committee to Consider Changes Wrought by the War.*

The following order, offered by Mr. Adams of Quincy, the consideration of which was postponed from the last session, was considered: —

*Ordered*, That, this Convention having voted to adjourn until next spring, previous to its adjournment the President shall appoint a committee of not more than 15 nor less than 12 members, who shall proceed during the recess to consider, so far as time will permit, —

Special recess  
committee, —  
changes  
wrought by  
the war.

1. The economic, social and legal changes which have been already wrought in our domestic and foreign relations by the present war, together with those of the greatest importance which seem likely soon to supervene;

2. If, by their labors, the committee shall reach the conclusion that, by some comprehensive treatment of the whole of our constitutional law, — not only that which is contained in the Constitution itself, but also that which is to be drawn from the judicial interpretation which the same has received, — it may be possible for said committee to develop some cohesive plan by which the people of this Commonwealth shall be placed in a position to deal more effectively with the increasingly strenuous pressure of modern competition than they otherwise could, then the committee shall report the same to this Convention so soon as it shall reconvene, and the Convention shall forthwith proceed to deliberate upon the same;

3. The committee shall be empowered to ask from the General Court an appropriation sufficient to pay for the necessary expense which the committee shall incur in the performance of its functions.

After debate Mr. Washburn of Middleborough moved that the order be referred to the committee on Rules and Procedure; and this motion, after debate, was negatived, by a vote of 70 to 93.

Mr. Pillsbury of Wellesley moved that the order be amended <sup>Mr. Pillsbury,  
amendment.</sup> by striking out the last paragraph thereof. After debate this amendment was adopted.

The question was then put on the adoption of the order, as amended, and 83 members voted in the affirmative and 85 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. White of North Brookfield; and on the roll call 111 members voted in the affirmative and 131 in the negative as follows: —

## YEAS.

Messrs. Adams, Brooks  
Adams, Charles Francis  
Adams, Smith J.  
Aylward, James F.  
Balch, Francis N.  
Barrett, James T.  
Bauer, Ralph S.  
Bicknell, Wallace H.

Messrs. Bigney, Robert E.  
Bolster, Percy G.  
Bouvé, Walter L.  
Boyden, Frank L.  
Brackett, John Q. A.  
Brooks, George F.  
Brown, E. Gerry  
Buck, Maurice A.

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Messrs.	Bullock, William J. Burrell, Fred J. Clapp, Robert P. Codman, James M., Jr. Coleman, George W. Coogan, Clement F. Cooney, Charles P. Corrigan, Robert S. Coughlan, William J. Creamer, Walter H. Crossley, William Cyril Dale, George H. Daley, Peter Daly, John W. Dean, Robert A. Delaney, Louis F. Dellinger, Raymond P. Derbyshire, James H. Donovan, Daniel R. Doran, James P. Dresser, Frank F. Driscoll, Dennis D. Driscoll, Timothy J. Finn, E. Philip Flye, Louis Edwin Gallagher, Daniel J. Good, John P. Green, Thomas H. Hale, Matthew Hall, Frederick S. Hall, Isaac Freeman Harding, Clarence W. Harriman, Arthur N. Harrington, Patrick H. Hicks, George H. Hobbs, Clarence W., Jr. Hoitt, Augustus J. Hutchings, Henry M. Johnson, Charles R. Jones, George R. Keliher, John A. Kelley, George W. Kelly, Luke L. Kenny, Herbert A. Kilbon, John L. Loring, Augustus P. Love, Joseph A. Luce, Robert	Messrs.	MacMaster, Edward A. Maguire, James E. Mancovitz, David McCormack, John W. McIsaac, Daniel V. McKeon, Francis P. McLaud, Abner S. Merrill, George Frye Mitchell, Charles Moriarty, James T. Moynihan, James J. Myron, John F. O'Connell, John J. O'Connell, John P. O'Connell, Joseph F. O'Connor, John D. Peirce, Albion G. Pelletier, Joseph C. Peterson, Patrick Pillsbury, Albert E. Powers, Samuel L. Quincy, Josiah Quinn, Timothy F. Ross, Samuel Scighano, Alfred P. Shaw, Michael F. Shea, John T. Sherburne, Nelson Sparrell, Ernest H. Sullivan, William J. Sweet, Joseph L. Talbot, Harry R. Thompson, Hubert C. Trefry, William D. T. Underhill, Charles L. Walcott, Robert Walker, Joseph Washburn, Albert H. Webster, Francis E. Webster, George P. Weekes, George LeRoy Wellman, Arthur Holbrook White, John A. Whitehead, James Whittier, Eugene P. Willett, George Franklin Wing, Herbert
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## NAYS.

Messrs.	Bailey, Charles O. Ballantyne, John Bangs, Francis R. Barker, Warren S. Barnes, Clarence A. Barnes, George L. Bartlett, Horace I. Bassett, Edmund Batchelder, Albert W. Bates, Sanford Begley, John S. Bennett, Frank P. Besse, Harold A. Bodfish, John D. W. Bosworth, Henry H. Boucher, Joseph Zoël	Messrs.	Boyer, Elmer E. Brennan, James J. Broderick, Patrick S. Brown, Samuel F. Bruce, Charles Bryant, Lincoln Burns, William A. Butler, A. Webster Buttrick, Allan G. Callahan, Timothy F. Chandler, Leonard B. Chase, Mial W. Churchill, George B. Clark, Chester W. Clark, Ezra W. Coe, S. Hamilton
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Messrs. Collier, David R.  
Collins, Samuel I.  
Cook, Benjamin A.  
Coombs, Zelotes W.  
Costello, Francis M.  
Crafts, Lyman A.  
Craven, John H.  
Creed, James F.  
Crosby, J. Howell  
Curtis, Edwin U.  
Cusick, John F.  
Davis, Elbridge G.  
Delano, Robert T.  
Donoghue, John A.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Ferrey, Irving D.  
Ferry, James R.  
Fisher, Edward  
Fitz-Randolph, Reginald T.  
Flaherty, William  
Fraser, Eugene B.  
Garland, Francis P.  
Gates, Joseph S.  
Gaylord, Henry E.  
George, Samuel W.  
Giddings, Charles  
Glazier, Frederick P.  
Gleason, Nesbit G.  
Graumann, John  
Haines, Benjamin F.  
Hale, Edward R.  
Hall, Eliasha S.  
Hibbard, Charles E.  
Horgan, Francis J.  
Kenefick, Thomas W.  
Kinney, William S.  
Kneil, Arthur S.  
Lane, Daniel W.  
Lane, Dwight F.  
Larson, Charles G.  
Leboeuf, Telesphore  
Leonard, Joseph J.  
Lomasney, Martin M.  
Lowe, Arthur H.  
Lowell, James A.  
Lufkin, Willfred W.  
Lummus, Henry T.  
Lyman, Frank E.  
Lynch, John C.

Messrs. Mahoney, John J.  
Mansfield, John J.  
McAnarney, John W.  
McCarthy, Charles F.  
Merriam, John M.  
Michelman, Joseph  
Mitchell, John  
Montague, David T.  
Moore, Charles D. C.  
Moran, William  
Morton, James M.  
Murley, Joseph J.  
Nestor, Patrick F.  
Newton, H. Huestis  
Nutting, Edward H.  
Parker, Herbert  
Parkman, Henry  
Putnam, Harry B.  
Ray, Herbert L.  
Reidy, Michael J.  
Richardson, Edward A.  
Richardson, James P.  
Robbins, Edward J.  
Robinson, George H.  
Saunders, Amos T.  
Shanahan, William J.  
Shattuck, Josiah B.  
Shea, John M.  
Sheehan, Christopher A.  
Smith, Jerome S.  
Stearns, Harry N.  
Stoneman, David  
Sullivan, Edmund G.  
Sullivan, Michael A.  
Sullivan, William H.  
Tatman, Charles T.  
Theller, Ralph L.  
Thompson, Edward  
Thompson, John L.  
Tilton, Rufus H.  
Turner, Joseph  
Walker, George  
Washburn, Charles G.  
Waterman, George B.  
Wheeler, William  
Williams, Fred Homer  
Winslow, Guy M.  
Wood, Charles J.  
Youngman, William S.

111 yeas; 131 nays.

Therefore the order, as amended, was rejected.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day, Mr. French of Randolph being in the chair.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 359, amended), being the unfinished business of the last session, was considered further, the main question being on ordering it to a second reading.

Motion to reconsider.

Mr. Harriman of New Bedford moved that the vote be reconsidered by which the Convention, at the last session, adopted the amendment adding, after line 112, the following paragraph: —

"No law or amendment to the constitution relating to the appointment, qualification, tenure, or removal or compensation of judges; or relating to the recall of judges or judicial decisions; or relating to the powers, creation or abolition of courts, shall be the subject of such initiative petition."

After debate Mr. Pillsbury of Wellesley moved, there being no objection, that the consideration of the motion to reconsider be postponed temporarily; and this motion was adopted.

Mr. Washburn, — amendment.

After further debate Mr. Washburn of Middleborough moved that the amendment previously moved by Mr. Quincy of Boston be amended, in the third paragraph thereof, by inserting after the word "for", in line 2, the words "each of the measures or for only one of the measures, as may be provided by law,".

Quorum.

Mr. Mahoney of Boston doubted the presence of a quorum; and the Chair (Mr. French) requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum, and after debate, Mr. Quincy, there being no objection, moved that the further consideration of his pending amendment be postponed until after the consideration of other amendments; and this motion prevailed.

Mr. Balch, — amendment.

Mr. Balch of Boston then moved that the resolution be amended by adding, at the end thereof, the following paragraph, with the heading "*Referendum Board*": —

1. A referendum board is hereby established to consist of as many members as there may from time to time be congressional districts in the commonwealth, one member to be elected from each such district in such manner, and for such term of years not less than ten, as the legislature may from time to time determine, provided that nominations shall be without political designation.

2. No measure, whether originating in an initiative petition or in the legislature, shall be submitted to the people for direct popular vote unless it shall first have been submitted to the said board in such manner and at such time as the legislature may from time to time determine, and unless at least three-quarters of said board shall first have certified in writing substantially as follows:

"We, the undersigned members of the referendum board, certify that we have personally examined carefully and fully into the matter of a measure entitled (here giving the title of the measure) submitted to us as the proposed subject of a popular vote, and without regard to our individual political, racial, religious or economic views or affiliations we express our opinion as follows: —

1. It contains no self-contradictory or inconsistent provisions.

2. It contains nothing contradictory of, or inconsistent with, existing laws which does not clearly appear on its face.

3. It is not contradictory of, or inconsistent with, any other

measure which has been submitted to us to be voted on at the same election; or if so contradictory or inconsistent then is capable of being arranged as an alternative measure in the manner hereafter pointed out.

4. It is as clearly and briefly expressed as is reasonably practicable.

5. It is not misleading in its title or phraseology.

6. It and its title are so expressed as not to give unfair advantage to either the affirmative or the negative.

7. It touches only one subject; or subjects so related as not fairly to require separation.

8. It touches a matter which has been publicly discussed, whether in the press or elsewhere, to such an extent, or for such a time, that a popular vote upon it is likely to be reasonably well-informed.

9. It touches a matter of such large and general public interest as renders it probable that not less than two-thirds of the registered voters will act upon it.

10. It contains nothing which requires a special technical education, as distinguished from a good general education, for its understanding; and contains nothing which requires the sifting of bulky and conflicting evidence of technical facts for its decision.

11. (Here the board may, if it sees fit, give brief reasons for any adverse decisions, with or without suggestions for possible improvement or for the arrangement of conflicting measures as alternatives, and the like; the minority of the board, if any, having a like privilege).

At three minutes before one o'clock, on motion of Mr. George ~~Recess~~ of Haverhill, a recess was taken until two o'clock; at which hour the Convention reassembled.

The President requested the Sergeant-at-Arms to secure the ~~Quorum~~ attendance of a quorum.

Soon afterward Mr. Hall of Taunton moved that the roll be called, to ascertain if a quorum was present; and this motion prevailed.

The roll was then called, and 185 members answered to their names, as follows: —

Messrs. Adams, Brooks  
 Adams, Charles Francis  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Aylward, James F.  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barnes, George L.  
 Barrett, James T.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Batchelder, Albert W.  
 Bates, John L.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Besse, Harold A.

Messrs. Bicknell, Wallace H.  
 Bodfish, John D. W.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Boucher, Joseph Zoël  
 Bouvé, Walter L.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brooks, George F.  
 Brown, E. Gerry  
 Brown, Samuel F.  
 Bruce, Charles  
 Bryant, Lincoln  
 Bullock, William J.

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Meers. Burns, William A.	Kelley, George W.
Butler, A. Webster	Kenefick, Thomas W.
Buttrick, Allan G.	Kenny, Herbert A.
Callahan, Timothy F.	Kilbon, John L.
Chase, Mial W.	Kinney, William S.
Churchill, George B.	Lane, Daniel W.
Clapp, Robert P.	Lane, Dwight F.
Clark, Chester W.	Larson, Charles G.
Clark, Ezra W.	Leonard, Joseph J.
Codman, James M., Jr.	Logan, James.
Coleman, George W.	Lomasney, Martin M.
Collier, David R.	Loring, Augustus P.
Collins, Samuel I.	Lowe, Arthur H.
Coogan, Clement F.	Lowell, James A.
Cook, Benjamin A.	Luce, Robert
Coombs, Zelotes W.	Lyman, Frank E.
Corrigan, Robert S.	Lynch, John C.
Costello, Francis M.	MacMaster, Edward A.
Crafts, Lyman A.	Mahoney, John J.
Craven, John H.	McAnarney, John W.
Creamer, Walter H.	McCormack, John W.
Creed, James F.	McLaud, Abner S.
Crosby, J. Howell	Merrill, George Frye
Crossley, William Cyril	Mitchell, John
Cummings, John W.	Moore, Charles D. C.
Curtis, Edwin U.	Moran, William
Dale, George H.	Moriarty, James T.
Daley, Peter	Morton, James M.
Daly, John W.	Moynihan, James J.
Dean, Robert A.	Myron, John F.
Delaney, Louis F.	Nestor, Patrick F.
Delano, Robert T.	Newton, H. Huettis
Derbyshire, James H.	O'Connell, John J.
Donovan, Daniel R.	O'Connell, Joseph F.
Doran, James P.	Peirce, Albion G.
Dresser, Frank F.	Pelletier, Joseph C.
Driscoll, Dennis D.	Peterson, Patrick
Driscoll, Timothy J.	Pillsbury, Albert E.
Dutch, Charles Frederick	Putnam, Harry B.
Farnsworth, Frank S.	Quincy, Josiah
Feiker, William H.	Ray, Herbert L.
Ferrey, Irving D.	Richardson, Edward A.
Ferry, James R.	Richardson, James P.
Fitz-Randolph, Reginald T.	Rieutord, Louis O.
Fraser, Eugene B.	Robinson, George H.
French, Asa P.	Ross, Samuel
Garland, Francis P.	Saunders, Amos T.
Gates, Joseph S.	Shahanan, William J.
Gaylord, Henry E.	Shea, John M.
George, Samuel W.	Shea, John T.
Giddings, Charles	Sheehan, Christopher A.
Glazier, Frederick P.	Sherburne, Nelson
Good, John P.	Skerrett, Mark N.
Granfield, William J.	Smith, Jerome S.
Graumann, John	Sparrell, Ernest H.
Hale, Matthew	Sullivan, Edmund G.
Hall, Elisha S.	Sullivan, William H.
Hall, Frederick S.	Sweet, Joseph L.
Harding, Clarence W.	Thompson, Edward
Harriman, Arthur N.	Thompson, Hubert C.
Hibbard, Charles E.	Thompson, John L.
Hobbs, Clarence W., Jr.	Tilton, Rufus H.
Hoitt, Augustus J.	Turner, Joseph
Hutchings, Henry M.	Twomey, John C.
Johnson, Charles R.	Underhill, Charles L.
Jones, George R.	Walcott, Robert

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Messrs. Bauer, Ralph S.  
Begley, John S.  
Bennett, Frank P.  
Bergengren, Roy F.  
Bicknell, Wallace H.  
Bigney, Robert E.  
Bodfish, John D. W.  
Boucher, Joseph Zoël  
Boynton, Thomas J.  
Brennan, James H.  
Brennan, James J.  
Brine, Henry C.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bruce, Charles  
Bullock, William J.  
Burrell, Fred J.  
Butler, A. Webster  
Callahan, Timothy F.  
Clark, Ezra W.  
Coakley, Daniel H.  
Coleman, George W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Creamer, Walter H.  
Creed, James F.  
Cummings, John W.  
Daley, Peter  
Daly, John W.  
Dean, Robert A.  
Delaney, Louis F.  
Delano, Robert T.  
Derbyshire, James H.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, Thomas F.  
Doran, James P.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
Glazier, Frederick P.  
Good, John P.  
Granfield, William J.  
Graumann, John  
Green, Thomas H.  
Hale, Matthew  
Harding, Clarence W.  
Harriman, Arthur N.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Jones, George R.  
Keliher, John A.  
Kerr, Alexander  
Lane, Dwight F.  
Larson, Charles G.

Messrs. Leboeuf, Telesphore  
Leonard, Joseph J.  
Lomasney, Martin M.  
Love, Joseph A.  
Lynch, John C.  
MacMaster, Edward A.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
Mansfield, John J.  
Martin, Martin L.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
McLaud, Abner S.  
Merrill, George Frye  
Michelman, Joseph  
Moran, William  
Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Peirce, Albion G.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Ray, Herbert L.  
Reidy, Michael J.  
Ross, Samuel  
Sawyer, Roland D.  
Scigliano, Alfred P.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Skerrett, Mark N.  
Sparrell, Ernest H.  
Sullivan, Joseph M.  
Sullivan, Michael A.  
Sullivan, William H.  
Sullivan, William J.  
Talbot, Harry R.  
Thompson, Edward  
Twomey, John C.  
Walker, George  
Walker, Joseph  
Walsh, David I.  
Washburn, Albert H.  
Webster, Francis E.  
Whitehead, James  
Winslow, Guy M.  
Wonson, Carlton W.

115 yeas; 130 nays.

Therefore the amendment moved by Mr. Luce was rejected.

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Motion to reconsider.

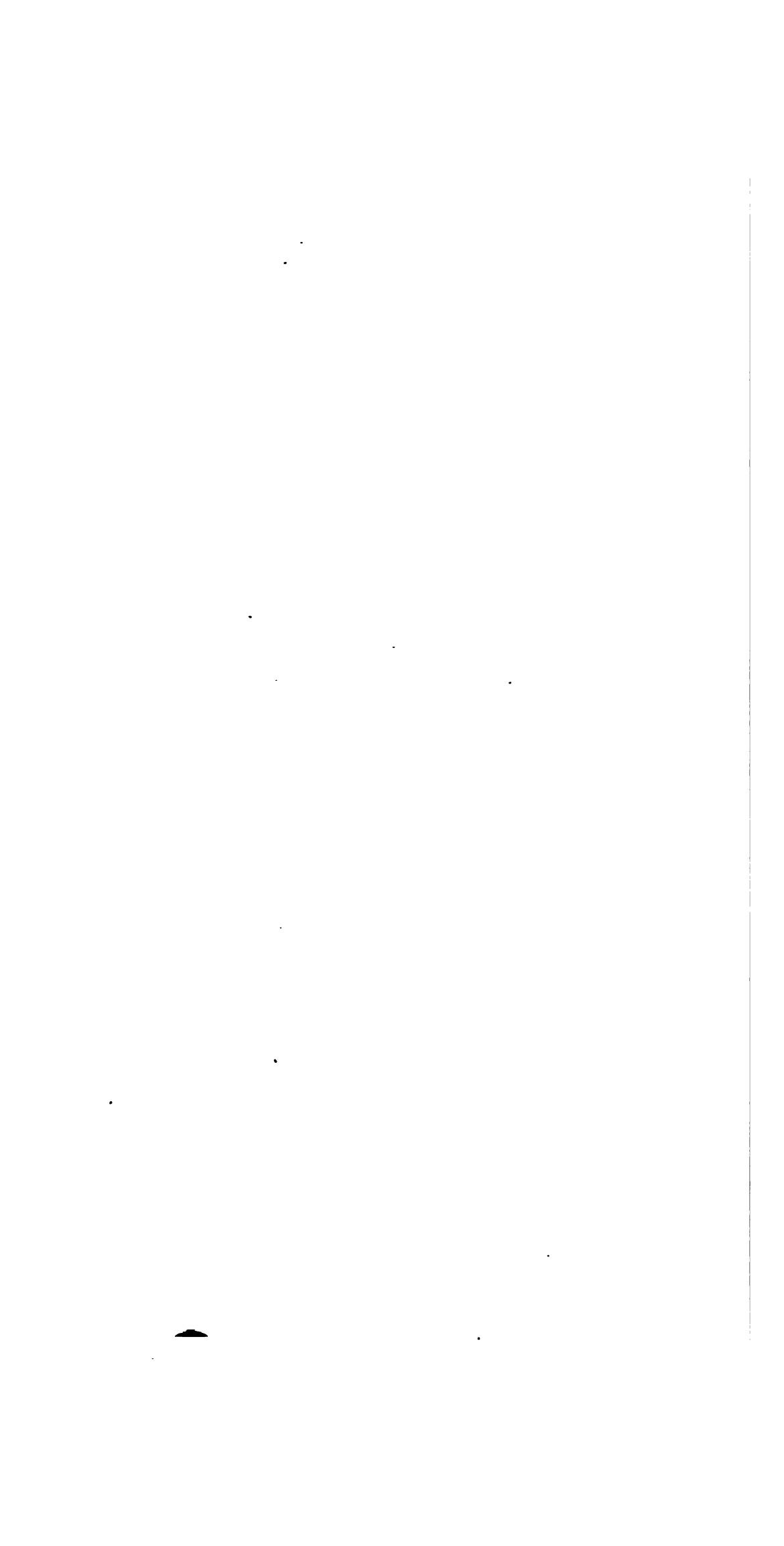
Mr. Creamer of Lynn moved that this vote be reconsidered. Pending the question on this motion,—

Mr. Underhill of Somerville moved that the Convention adjourn; and this motion prevailed.

Adjournment.

Accordingly, at twenty-one minutes after four o'clock (Mr. O'Connell of Boston being in the chair) the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.





## JOURNAL OF THE CONVENTION.

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FRIDAY, October 26, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Roland D. Sawyer of Ware, a member of the Convention.

### *Quorum.*

Mr. Lowe of Fitchburg moved that the roll be called to ascertain if a quorum was present; and this motion prevailed.

The roll was then called, and 187 members answered to their *Quorum*. names, as follows:—

Messrs.	Adams, Brooks Anderson, Frederick L. Aylward, James F. Bailey, Charles O. Bangs, Francis R. Barker, Warren S. Barnes, George L. Barrett, James T. Bassett, Edmund Batchelder, Albert W. Bates, John L. Bates, Sanford Bennett, Frank P. Bodfish, John D. W. Bolster, Percy G. Boucher, Joseph Zoël Boyer, Elmer E. Brackett, John Q. A. Broderick, Patrick S. Brooks, George F. Brown, E. Gerry Bryant, Lincoln Buck, Maurice A. Burns, William A. Burrell, Fred J. Butler, A. Webster Buttrick, Allan G. Callahan, Timothy F. Carr, Edward Chandler, Leonard B. Chase, Mial W. Churchill, George B. Clapp, Robert P. Clark, Chester W. Clark, Ezra W. Codman, James M., Jr. Coe, S. Hamilton Coleman, George W. Collier, David R. Collins, Samuel I. Coogan, Clement F. Coombs, Zelotes W. Cooney, Charles P.	Messrs.
	Corrigan, Robert S. Costello, Francis M. Crafts, Lyman A. Creamer, Walter H. Creed, James F. Crosby, J. Howell Crossley, William Cyril Cummings, John W. Curtis, Edwin U. Curtiss, Elmer L. Dale, George H. Daly, John W. Davis, Elbridge G. Day, Charles M. Dean, Robert A. Delaney, Louis F. Delano, Robert T. Derbyshire, James H. Doe, Orestes T. Donovan, James A. Doran, James P. Dresser, Frank F. Driscoll, Dennis D. Driscoll, Timothy J. Dutch, Charles Frederick Farnsworth, Frank S. Feiker, William H. Ferrey, Irving D. Ferry, James R. Fisher, Edward Fitz-Randolph, Reginald T. Flye, Louis Edwin Fraser, Eugene B. French, Ass P. Garland, Francis P. Gates, Joseph S. George, Samuel W. Giddings, Charles Glazier, Frederick P. Gleason, Nesbit G. Good, John P. Green, Thomas H. Hall, Elisha S.	

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<b>Messrs.</b>	Hall, Frederick S.	<b>Messrs.</b>	O'Connell, John P.
	Hall, Isaac Freeman		O'Connor, John D.
	Hamilton, Andrew Foster		Parker, Herbert
	Harding, Clarence W.		Parkman, Henry
	Harriman, Arthur N.		Peirce, Albion G.
	Harrington, Patrick H.		Pelletier, Joseph C.
	Hibbard, Charles E.		Peterson, Patrick
	Hicks, George H.		Pillsbury, Albert E.
	Hobbs, Clarence W., Jr.		Quincy, Josiah
	Hoitt, Augustus J.		Quinn, Timothy F.
	Horgan, Francis J.		Reidy, Michael J.
	Hutchings, Henry M.		Richardson, Edward A.
	Jones, George R.		Richardson, James P.
	Keliher, John A.		Robbins, Edward J.
	Kelley, George W.		Ross, Samuel
	Kelley, Thomas R.		Saunders, Amos T.
	Kelly, Luke L.		Sawyer, Roland D.
	Kenefick, Thomas W.		Shattuck, Josiah B.
	Kenny, Herbert A.		Shaw, Michael F.
	Kinney, William S.		Shea, John M.
	Lane, Dwight F.		Shea, John T.
	Leonard, Joseph J.		Sheehan, Christopher A.
	Logan, James		Sherburne, Nelson
	Lomasney, Martin M.		Smith, Jerome S.
	Loring, Augustus P.		Smith, Rutherford E.
	Love, Joseph A.		Sparrell, Ernest H.
	Lowe, Arthur H.		Sullivan, Edmund G.
	Lowell, James A.		Sweet, Joseph L.
	Luce, Robert		Tatman, Charles T.
	Lyman, Frank E.		Theller, Ralph L.
	Lynch, John C.		Thompson, Edward
	MacMaster, Edward A.		Thompson, Hubert C.
	Mahoney, John J.		Thompson, John L.
	Mansfield, John J.		Turner, Joseph
	McAnarney, John W.		Underhill, Charles L.
	McCarthy, Charles F.		Walcott, Robert
	McKeon, Francis P.		Walker, George
	Merriam, John M.		Walker, Joseph
	Merrill, George Frye		Washburn, Albert H.
	Michelman, Joseph		Washburn, Charles G.
	Mitchell, Charles		Webster, Francis E.
	Moran, William		Webster, George P.
	Moriarty, James T.		Weekes, George LeRoy
	Morrill, Charles H.		Wheeler, William
	Morton, James M.		White, John A.
	Moynihan, James J.		Whittier, Eugene P.
	Murley, Joseph J.		Willett, George Franklin
	Myron, John F.		Wing, Herbert
	Nestor, Patrick F.		Winslow, Guy M.
	Newton, H. Huestis		Wonson, Carlton W.
	Nutting, Edward H.		

Therefore it appeared that a quorum was then present.

*Leave of Absence.*

On motion of Mr. Sweet of Attleboro,—

*Voted*, That Mr. Sweeney of Attleboro be granted leave of absence, under Rule 13, on account of illness.

On motion of Mr. Codman of Brookline,—

*Ordered*, That Mr. Williams of Brookline be granted leave of absence, under Rule 13, for one week, on account of important business engagements in the West.

Edward A.  
Sweeney.

Fred H.  
Williams.

*Reprinting of a Document.*

Mr. Day of Winchendon moved that Document No. 364 be reprinted, being a report of the committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution, sitting jointly, recommending the adoption of an order providing for placing on the ballot at the coming state election the article of amendment contained in the Resolution relative to the support of certain institutions from public funds; and this motion was referred, under the provisions of a standing order, to the committee on Rules and Procedure.

— public funds,  
support  
of certain  
institutions.

*Vacancy in the Tenth Plymouth Representative District.*

The consideration of the following order, offered by Mr. Brown of Brockton, was postponed until the next session, at the request of Mr. Parkman of Boston: —

*Ordered*, That the committee on Elections consider and report on the question of recommending that William C. Drohan of Brockton, who received the third highest number of votes cast in the primary and at the election of delegates to this Convention from the Tenth Plymouth Representative District, be seated in this Convention to fill the vacancy now existing in said district, provided that the said Drohan does not receive any compensation other than mileage, and such compensation, if any, as may be voted in addition to the salary already paid out on account of the vacant membership in said district.

Vacancy in  
the Tenth  
Plymouth  
Representative  
District, —  
William C.  
Drohan of  
Brockton.

*Motion to Discharge from the Orders of the Day.*

Mr. Luce of Waltham moved that the report of the committee on Rules and Procedure (sitting jointly with the committee on Amendment and Codification of the Constitution), recommending an address to the people with reference to the work of the Convention, and the adoption of an order relative to the publication thereof (see Doc. No. 366), be discharged from the Orders of the Day, under Rule 39, and considered.

Address to  
the people  
relative to  
amendments  
submitted, —  
publication.

After debate, the previous question having been ordered, on motion of Mr. Washburn of Worcester, the motion was negatived.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 359, amended), being the unfinished business of the last session, was considered further, the main question being on ordering it to a second reading.

Initiative and  
referendum.

Mr. Creamer of Lynn asked unanimous consent to withdraw his pending motion that the vote be reconsidered by which the Convention, at the last session, rejected the amendment (moved by Mr. Luce of Waltham) adding at the end of line 111, as amended, the words " , and no law calling for an appropriation of money

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from the treasury of the commonwealth, except for purposes incidental to the administration thereof,".

Objection was made by several members.

*Motion to reconsider.* After debate the question was put on the motion to reconsider, and 108 members voted in the affirmative and 77 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 120 members voted in the affirmative and 115 in the negative, as follows:—

YEAS.	
Messrs. Adams, Brooks	Messrs. Fitz-Randolph, Reginald T.
Adams, Charles Francis	Fraser, Eugene B.
Bailey, Charles O.	French, Asa P.
Balch, Francis N.	Gates, Joseph S.
Bangs, Francis R.	George, Samuel W.
Barker, Warren S.	Giddings, Charles
Barnes, Clarence A.	Gleason, Nesbit G.
Barnes, George L.	Hall, Elisha S.
Bartlett, Horace I.	Hall, Frederick S.
Bassett, Edmund	Hall, Isaac Freeman
Blackmur, Paul R.	Hamilton, Andrew Foster
Bolster, Percy G.	Hibbard, Charles E.
Bosworth, Henry H.	Hobbs, Clarence W., Jr.
Bouvé, Walter L.	Hutchings, Henry M.
Boyer, Elmer E.	Jones, George R.
Brackett, John Q. A.	Kelley, George W.
Brooks, George F.	Kenerick, Thomas W.
Bryant, Lincoln	Kinney, William S.
Buck, Maurice A.	Lane, Daniel W.
Burns, William A.	Logan, James
Buttrick, Allan G.	Loring, Augustus P.
Chandler, Leonard B.	Lowe, Arthur H.
Charbonneau, Henry V.	Lowell, James A.
Chase, Mial W.	Luce, Robert
Churchill, George B.	Lummus, Henry T.
Clapp, Robert P.	Lyman, Frank E.
Clark, Chester W.	McAnarney, John W.
Codman, James M., Jr.	Merriam, John M.
Coe, S. Hamilton	Mitchell, Charles
Collier, David R.	Montague, David T.
Collins, Samuel I.	Moore, Charles D. C.
Coogan, Clement F.	Morton, James M.
Coombs, Zelotes W.	Nutting, Edward H.
Cox, Guy W.	Parker, Herbert
Crafts, Lyman A.	Parkman, Henry
Crosby, J. Howell	Pillsbury, Albert E.
Crossley, William Cyril	Powers, Samuel L.
Cusick, John F.	Quincy, Josiah
Dale, George H.	Richardson, Edward A.
Davis, Elbridge G.	Robbins, Edward J.
Davis, William R.	Saunders, Amos T.
Delano, Robert T.	Shattuck, Josiah B.
Dellinger, Raymond P.	Shea, John M.
Doe, Orestes T.	Smith, Jerome S.
Dresser, Frank F.	Smith, Rutherford E.
Dutch, Charles Frederick	Stearns, Harry N.
Farnsworth, Frank S.	Stoneman, David
Feiker, William H.	Sullivan, Edmund G.
Ferrey, Irving D.	Sweet, Joseph L.
Ferry, James R.	Swig, Louis
Fisher, Edward	Tatman, Charles T.

**Messrs.** Thompson, Hubert C.  
Thompson, John L.  
Trefry, William D. T.  
Turner, Joseph  
Underhill, Charles L.  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Weekes, George LeRoy

**Messrs.** Wellman, Arthur Holbrook  
Wheeler, William  
White, John A.  
Whittier, Eugene P.  
Willett, George Franklin  
Williams, Fred Homer  
Wing, Herbert  
Wood, Charles J.  
Youngman, William S.

**NAYS.**

**Messrs.** Adams, Smith J.  
Anderson, Frederick L.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bates, Sanford  
Bennett, Frank P.  
Bodfish, John D. W.  
Boucher, Joseph Zoël  
Brennan, James H.  
Brennan, James J.  
Brine, Henry C.  
Broderick, Patrick S.  
Brown, E. Gerry  
Burrell, Fred J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Coakley, Daniel H.  
Coleman, George W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Creamer, Walter H.  
Creed, James F.  
Cummings, John W.  
Daley, Peter  
Daly, John W.  
Dean, Robert A.  
Delaney, Louis F.  
Derbyshire, James H.  
Donoghue, John A.  
Donovan, James A.  
Donovan, Thomas F.  
Doran, James P.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Flye, Louis Edwin  
Gallagher, Daniel J.  
Gartland, John J.  
Glazier, Frederick P.  
Good, John P.  
Green, Thomas H.  
Harding, Clarence W.  
Harriman, Arthur N.  
Harrington, Patrick H.  
Hicks, George H.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Keiher, John A.  
Kelley, Thomas R.

**Messrs.** Kelly, Luke L.  
Kenny, Herbert A.  
Kerr, Alexander  
Lane, Dwight F.  
Leonard, Joseph J.  
Lomasney, Martin M.  
Love, Joseph A.  
Lynch, John C.  
MacMaster, Edward A.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
Mansfield, John J.  
Martin, Martin L.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
Merrill, George Frye  
Michelman, Joseph  
Mitchell, John  
Moran, William  
Moriarty, James T.  
Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Peirce, Alibion G.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quinn, Timothy F.  
Reidy, Michael J.  
Ross, Samuel  
Sawyer, Roland D.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Sparrell, Ernest H.  
Sullivan, Joseph M.  
Sullivan, William H.  
Sullivan, William J.  
Theller, Ralph L.  
Thompson, Edward  
Walker, George  
Walker, Joseph  
Walsh, David I.

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Messrs. Webster, Francis E.  
Webster, George P.  
Whitehead, James

Messrs. Winslow, Guy M.  
Wonson, Carlton W.

120 yeas; 115 nays.

**Motion to postpone.**

Therefore the motion to reconsider was adopted.  
Pending the recurring question on the adoption of the amendment, Mr. Luce of Waltham asked unanimous consent to be allowed to move that the further consideration of the amendment be postponed until after the consideration of other amendments. Objection was made by Mr. Walker of Brookline.

**Mr. McAnarney, — amendment.**

Mr. McAnarney of Quincy moved that the amendment be amended by striking out the words "calling for an appropriation", and inserting in place thereof the words "appropriating a specific sum".

**Mr. Clapp, — amendment.**

After debate Mr. Clapp of Lexington moved that the amendment be amended by striking out the words proposed to be inserted, and inserting in place thereof the words ", and no law making a specific appropriation of money from the treasury of the commonwealth".

After further debate the amendments moved by Messrs. McAnarney and Clapp were severally adopted.

The question was then put on the adoption of the amendment, as thus amended, and 108 members voted in the affirmative and 65 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 117 members voted in the affirmative and 109 in the negative, as follows: —

**YEAS.**

Messrs. Adams, Charles Francis	Messrs. Collier, David R.
Bailey, Charles O.	Collins, Samuel I.
Balch, Francis N.	Coogan, Clement F.
Ballantyne, John	Coombs, Zelotes W.
Bangs, Francis R.	Costello, Francis M.
Barker, Warren S.	Cox, Guy W.
Barnes, George L.	Crafts, Lyman A.
Bartlett, Horace I.	Crosby, J. Howell
Bassett, Edmund	Crossley, William Cyril
Blackmur, Paul R.	Curtis, Edwin U.
Bolster, Percy G.	Curtiss, Elmer L.
Bosworth, Henry H.	Cusick, John F.
Bouvé, Walter L.	Dale, George H.
Brackett, John Q. A.	Davis, Elbridge G.
Brooks, George F.	Davis, William R.
Bryant, Lincoln	Delano, Robert T.
Burns, William A.	Dellinger, Raymond P.
Buttrick, Allan G.	Doe, Orestes T.
Chandler, Leonard B.	Dresser, Frank F.
Charbonneau, Henry V.	Dutch, Charles Frederick
Chase, Mial W.	Farnsworth, Frank S.
Choate, Charles F., Jr.	Feiker, William H.
Churchill, George B.	Ferrey, Irving D.
Clapp, Robert P.	Ferry, James R.
Clark, Chester W.	Fisher, Edward
Codman, James M., Jr.	Fitz-Randolph, Reginald T.
Coe, S. Hamilton	Fraser, Eugene B.

**Messrs.** French, Asa P.  
 Gates, Joseph S.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Nesbit G.  
 Hall, Elisha S.  
 Hall, Frederick S.  
 Hall, Isaac Freeman  
 Hamilton, Andrew Foster  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kenefick, Thomas W.  
 Kinney, William S.  
 Lane, Daniel W.  
 Logan, James  
 Loring, Augustus P.  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lumrus, Henry T.  
 Lyman, Frank E.  
 McAnarney, John W.  
 Merriam, John M.  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Nutting, Edward H.  
 Parker, Herbert

**Messrs.** Parkman, Henry  
 Pillsbury, Albert E.  
 Powers, Samuel L.  
 Reidy, Michael J.  
 Richardson, Edward A.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweet, Joseph L.  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Trefry, William D. T.  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Webster, George P.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.

**NAYS.**

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bates, Sanford  
 Bauer, Ralph S.  
 Bennett, Frank P.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Brennan, James H.  
 Brennan, James J.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Burrell, Fred J.  
 Butler, A. Webster  
 Carr, Edward  
 Clark, Ezra W.  
 Coakley, Daniel H.  
 Coleman, George W.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Derbyshire, James H.  
 Donoghue, John A.  
 Donovan, James A.

**Messrs.** Doran, James P.  
 Driscoll, Dennis D.  
 Finn, E. Philip  
 Flye, Louis Edwin  
 Gallagher, Daniel J.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Green, Thomas H.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hicks, George H.  
 Horgan, Francis J.  
 Kelher, John A.  
 Kelley, Thomas R.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.

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from the treasury of the commonwealth, except for purposes incidental to the administration thereof.”

Objection was made by several members.

**Motion to reconsider.** After debate the question was put on the motion to reconsider, and 108 members voted in the affirmative and 77 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 120 members voted in the affirmative and 115 in the negative, as follows:—

## YEAS.

<b>Messrs.</b> Adams, Brooks	<b>Messrs.</b> Fitz-Randolph, Reginald T.
Adams, Charles Francis	Fraser, Eugene B.
Bailey, Charles O.	French, Asa P.
Balch, Francis N.	Gates, Joseph S.
Bangs, Francis R.	George, Samuel W.
Barker, Warren S.	Giddings, Charles
Barnes, Clarence A.	Gleason, Nesbit G.
Barnes, George L.	Hall, Elisha S.
Bartlett, Horace I.	Hall, Frederick S.
Bassett, Edmund	Hall, Isaac Freeman
Blackmur, Paul R.	Hamilton, Andrew Foster
Bolster, Percy G.	Hibbard, Charles E.
Bosworth, Henry H.	Hobbs, Clarence W., Jr.
Bouvé, Walter L.	Hutchings, Henry M.
Boyer, Elmer E.	Jones, George R.
Brackett, John Q. A.	Kelley, George W.
Brooks, George F.	Keneffick, Thomas W.
Bryant, Lincoln	Kinney, William S.
Buck, Maurice A.	Lane, Daniel W.
Burns, William A.	Logan, James
Buttrick, Allan G.	Loring, Augustus P.
Chandler, Leonard B.	Lowe, Arthur H.
Charbonneau, Henry V.	Lowell, James A.
Chase, Mial W.	Luce, Robert
Churchill, George B.	Lummus, Henry T.
Clapp, Robert P.	Lyman, Frank E.
Clark, Chester W.	McAnarney, John W.
Codman, James M., Jr.	Merriman, John M.
Coe, S. Hamilton	Mitchell, Charles
Collier, David R.	Montague, David T.
Collins, Samuel I.	Moore, Charles D. C.
Coogan, Clement F.	Morton, James M.
Coombs, Zelotes W.	Nutting, Edward H.
Cox, Guy W.	Parker, Herbert
Crafts, Lyman A.	Parkman, Henry
Crosby, J. Howell	Pillsbury, Albert E.
Crossley, William Cyril	Powers, Samuel L.
Cusick, John F.	Quincy, Josiah
Dale, George H.	Richardson, Edward A.
Davis, Elbridge G.	Robbins, Edward J.
Davis, William R.	Saunders, Amos T.
Delano, Robert T.	Shattuck, Josiah B.
Dellinger, Raymond P.	Shea, John M.
Doe, Orestes T.	Smith, Jerome S.
Dresser, Frank F.	Smith, Rutherford E.
Dutch, Charles Frederick	Stearns, Harry N.
Farnsworth, Frank S.	Stoneman, David
Feiker, William H.	Sullivan, Edmund G.
Ferrey, Irving D.	Sweet, Joseph L.
Ferry, James R.	Swig, Louis
Fisher, Edward	Tatman, Charles T.

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TUESDAY, October 30, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. William Bernard Geoghegan of New Bedford.

## *Quorum.*

Mr. Lowe of Fitchburg moved that the roll be called to ascertain of a quorum was present; and this motion prevailed.

The roll was then called, and 165 members answered to their names, as follows: —

Messrs. Aylward, James F.  
Bailey, Charles O.  
Barker, Warren S.  
Barnes, George L.  
Barrett, James T.  
Bassett, Edmund  
Batchelder, Albert W.  
Bates, John L.  
Bauer, Ralph S.  
Bennett, Frank P.  
Beese, Harold A.  
Bolster, Percy G.  
Bosworth, Henry H.  
Boucher, Joseph Zoel  
Bowen, Patrick  
Boyer, Elmer E.  
Brackett, John Q. A.  
Brine, Henry C.  
Broderick, Patrick S.  
Brooks, George F.  
Brown, E. Gerry  
Bruce, Charles  
Bryant, Lincoln  
Bullock, William J.  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Chase, Mial W.  
Clapp, Robert P.  
Clark, Chester W.  
Clark, Ezra W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Coleman, George W.  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Coombs, Zelotes W.  
Corrigan, Robert S.  
Coughlan, William J.  
Creamer, Walter H.  
Creed, James F.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Edwin U.

Messrs. Dale, George H.  
Daly, John W.  
Dean, Robert A.  
Derbyshire, James H.  
Doran, James P.  
Dresser, Frank F.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Ferrey, Irving D.  
Ferry, James R.  
Fisher, Edward  
Flaherty, William  
Flynn, Maurice R.  
Fraser, Eugene B.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gates, Joseph S.  
George, Samuel W.  
Giddings, Charles  
Glazier, Frederick P.  
Gleason, Nesbit G.  
Good, John P.  
Hale, Edward R.  
Hall, Elisha S.  
Hall, Frederick S.  
Harding, Clarence W.  
Harriman, Arthur N.  
Hibbard, Charles E.  
Hicks, George H.  
Hobbs, Clarence W., Jr.  
Hoitt, Augustus J.  
Jones, George R.  
Kelley, George W.  
Kenefick, Thomas W.  
Kilbon, John L.  
Knell, Arthur S.  
Lane, Daniel W.  
Lane, Dwight F.  
Langelier, Louis F. R.  
Larson, Charles G.  
Leboeuf, Telesphore  
Leonard, Joseph J.  
Lomasney, Martin M.  
Loring, Augustus P.

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**Messrs.** Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ross, Samuel  
 Sawyer, Roland D.

**Messrs.** Scigiano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Sparrell, Ernest H.  
 Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Theller, Ralph L.  
 Thompson, Edward  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.  
 Wonson, Carlton W.

117 yeas; 109 nays.

Therefore the amendment, as amended, was adopted, as follows: Adding at the end of line 111, as amended, the words "and no law making a specific appropriation of money from the treasury of the commonwealth".

**Adjournment.**

Mr. Parkman of Boston then moved that the Convention adjourn; and this motion was adopted, by a vote of 98 to 66.

Accordingly, at nineteen minutes before one o'clock, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.



# JOURNAL OF THE CONVENTION.

TUESDAY, October 30, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. William Bernard Geoghegan of New Bedford.

## *Quorum.*

Mr. Lowe of Fitchburg moved that the roll be called to ascertain of a quorum was present; and this motion prevailed.

The roll was then called, and 165 members answered to their names, as follows:—

Messrs. Aylward, James F.  
Bailey, Charles O.  
Barker, Warren S.  
Barnes, George L.  
Barrett, James T.  
Bassett, Edmund  
Batchelder, Albert W.  
Bates, John L.  
Bauer, Ralph S.  
Bennett, Frank P.  
Bease, Harold A.  
Bolster, Percy G.  
Bosworth, Henry H.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boyer, Elmer E.  
Brackett, John Q. A.  
Henry C.  
k, Patrick S.  
George F.  
Gerry  
arles  
ncolin  
illiam J.  
ham A.  
llan G.  
Leonard B.  
J. W.  
ert P.  
ter W.  
W.  
ames M.,  
ilton  
eorge V.  
yid R.  
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soter

Messrs. Dale, George H.  
Daly, John W.  
Dean, Robert A.  
Derbyshire, James H.  
Doran, James P.  
Dresser, Frank F.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Ferrey, Irving D.  
Ferry, James R.  
Fisher, Edward  
Flaherty, William  
Flynn, Maurice R.  
Fraser, Eugene B.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gates, Joseph S.  
George, Samuel W.  
Giddings, Charles  
Glazier, Frederick P.  
Gleason, Nesbit G.  
Good, John P.  
Hale, Edward R.  
Hall, Elisha S.  
Hall, Frederick S.  
Harding, Clarence W.  
Harriman, Arthur N.  
Hibbard, Charles E.  
Hicks, George H.  
Hobbs, Clarence W., Jr.  
Hoitt, Augustus J.  
Jones, George R.  
Kelle, George W.  
Kenefick, Thomas W.  
Kilbon, John L.  
Kneil, Arthur S.  
Lane, Daniel W.  
Lane, Dwight F.  
Langelier, Louis F. R.  
Larson, Charles G.  
Leboeuf, Telesphore  
Leonard, Joseph J.  
Lonnegan, Martin M.  
Lorraine, Louis P.

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**Messrs.** Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ross, Samuel  
 Sawyer, Roland D.

**Messrs.** Scigiano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Sparrell, Ernest H.  
 Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Theller, Ralph L.  
 Thompson, Edward  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.  
 Wonson, Carlton W.

117 yeas; 109 nays.

Therefore the amendment, as amended, was adopted, as follows: Adding at the end of line 111, as amended, the words ", and no law making a specific appropriation of money from the treasury of the commonwealth".

**Adjournment.**

Mr. Parkman of Boston then moved that the Convention adjourn; and this motion was adopted, by a vote of 98 to 66.

Accordingly, at nineteen minutes before one o'clock, the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.

# JOURNAL OF THE CONVENTION.

---

TUESDAY, October 30, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. William Bernard Geoghegan of New Bedford.

## *Quorum.*

Mr. Lowe of Fitchburg moved that the roll be called to ascertain if a quorum was present; and this motion prevailed.

The roll was then called, and 165 members answered to their names, as follows: —

Messrs. Aylward, James F.  
Bailey, Charles O.  
Barker, Warren S.  
Barnes, George L.  
Barrett, James T.  
Bassett, Edmund  
Batchelder, Albert W.  
Bates, John L.  
Bauer, Ralph S.  
Bennett, Frank P.  
Besse, Harold A.  
Bolster, Percy G.  
Bosworth, Henry H.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boyer, Elmer E.  
Brackett, John Q. A.  
Brine, Henry C.  
Broderick, Patrick S.  
Brooks, George F.  
Brown, E. Gerry  
Bruce, Charles  
Bryant, Lincoln  
Bullock, William J.  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Chase, Mial W.  
Clapp, Robert P.  
Clark, Chester W.  
Clark, Ezra W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Coleman, George W.  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Coombs, Zelotes W.  
Corrigan, Robert S.  
Coughlan, William J.  
Creamer, Walter H.  
Creed, James F.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Edwin U.

Messrs. Dale, George H.  
Daly, John W.  
Dean, Robert A.  
Derbyshire, James H.  
Doran, James P.  
Dresser, Frank F.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Ferrey, Irving D.  
Ferry, James R.  
Fisher, Edward  
Flaherty, William  
Flynn, Maurice R.  
Fraser, Eugene B.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gates, Joseph S.  
George, Samuel W.  
Giddings, Charles  
Glazier, Frederick P.  
Gleason, Nesbit G.  
Good, John P.  
Hale, Edward R.  
Hall, Elisha S.  
Hall, Frederick S.  
Harding, Clarence W.  
Harriman, Arthur N.  
Hibbard, Charles E.  
Hicks, George H.  
Hobbs, Clarence W., Jr.  
Hoitt, Augustus J.  
Jones, George R.  
Kelley, George W.  
Kenefick, Thomas W.  
Kilbon, John L.  
Kneil, Arthur S.  
Lane, Daniel W.  
Lane, Dwight F.  
Langelier, Louis F. R.  
Larson, Charles G.  
Leboeuf, Telesphore  
Leonard, Joseph J.  
Lomasney, Martin M.  
Loring, Augustus P.

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**Messrs.** Love, Joseph A.  
 Lowe, Arthur H.  
 Luce, Robert  
 Lynch, John C.  
 MacMaster, Edward A.  
 Mahoney, John J.  
 Mansfield, John J.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McKeon, Francis P.  
 Merriam, John M.  
 Michelman, Joseph  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Moran, William  
 Morrill, Charles H.  
 Morton, James M.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Nutting, Edward H.  
 O'Connell, John P.  
 Parker, George S.  
 Parker, Herbert  
 Parkman, Henry  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Pillsbury, Albert E.  
 Powers, Samuel L.  
 Putnam, Harry B.  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Rady, Michael J.

**Messrs.** Richardson, Edward A.  
 Richardson, James P.  
 Rieutord, Louis O.  
 Robbins, Edward J.  
 Robinson, George H.  
 Ross, Samuel  
 Shanahan, William J.  
 Shattuck, Josiah B.  
 Shaw, Michael F.  
 Shea, John M.  
 Shea, John T.  
 Sherburne, Nelson  
 Smith, Jerome S.  
 Sullivan, Edmund G.  
 Sweet, Joseph L.  
 Swig, Louis  
 Tatman, Charles T.  
 Theller, Ralph L.  
 Thompson, Edward  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Walker, George  
 Walker, Joseph  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Wheeler, William  
 White, John A.  
 Whitehead, James  
 Wing, Herbert  
 Winslow, Guy M.  
 Wood, Charles J.

Therefore it appeared that a quorum was then present.

*Extension of Time for Certain Reports.*

On motion of Mr. Granfield of Springfield, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, November 6, in which to report on matters before them.

*Attendance of Delegates Equivalent to Court Engagements.*

Municipal Court of the City of Boston, — engagement of delegates of the Convention.

A communication from Wilfred Bolster, Chief Justice of the Municipal Court of the City of Boston, stating that, in response to the resolution of the Constitutional Convention concerning court engagements of delegates of the Convention, “\* \* \* at their meeting, on October 8, 1917, the justices of this court voted that the attendance of delegates at the Constitutional Convention should be treated as equivalent to court engagements of such delegates. Such has since that date been the practice of this court”, — was read; and it was placed on file.

Reports of committees, — extension of time.

*Vacancy in the Tenth Plymouth Representative District.*

The following order, offered by Mr. Brown of Brockton, the consideration of which was postponed from the last session, was considered:—

*Ordered*, That the committee on Elections consider and report on the question of recommending that William C. Drohan of Brockton, who received the third highest number of votes cast in the primary and at the election of delegates to this Convention from the Tenth Plymouth Representative District, be seated in this Convention to fill the vacancy now existing in said district, provided that the said Drohan does not receive any compensation other than mileage, and such compensation, if any, as may be voted in addition to the salary already paid out on account of the vacant membership in said district.

*Vacancy in  
the Tenth  
Plymouth  
Representative  
District,—  
William C.  
Drohan of  
Brockton.*

After debate Mr. Sullivan of Salem moved that the order be amended by the substitution of the following:—

*Mr. Sullivan, —  
amendment.*

*Ordered*, That the General Court of 1918 be requested to take such action as may be necessary to fill, by special election, any vacancies that may exist in the membership of this Convention on March 15, 1918."

After further debate, the previous question having been ordered, on motion of Mr. Chandler of Somerville, the amendment was rejected.

The order was then rejected.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to provide for establishing the initiative and referendum (Doc. No. 359, amended), being the unfinished business of the last session, was considered further, the main question being on ordering it to a second reading.

*Initiative and  
referendum.*

Mr. Ross of New Bedford moved that, unless a vote be sooner reached, debate be closed at eleven o'clock A.M. on Thursday, November 1, and that a member of the minority and a member of the majority of the committee on Initiative and Referendum each be allowed fifteen minutes at the close. After debate this motion was negatived, by a vote of 65 to 100.

*Limit of  
debate.*

Mr. Quincy of Boston withdrew the amendment previously moved by him, there being no objection.

Mr. Luce of Waltham moved that the resolution be amended by adding, after line 109, the following paragraph:—

*Mr. Luce, —  
amendment.*

"If, of the measures introduced into the general court by initiative petition in any one year, more than five fail of enactment by the general court, and the petitions relating to more than five are duly completed, the five that received the larger votes of the senate and house of representatives combined, and no more, shall be submitted to the people at the next state election. The measures not so submitted shall be deemed to be

## JOURNAL OF THE CONVENTION,

introduced into the next session of the general court and pending in the house of representatives."

After debate the question was put on the adoption of the amendment, and 99 members voted in the affirmative and 85 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 109 members voted in the affirmative and 138 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Greenwood, Hamlet S.
Anderson, Frederick L.	Hale, Edward R.
Bailey, Charles O.	Hall, Elisha S.
Balch, Francis N.	Hall, Frederick S.
Ballantyne, John	Hibbard, Charles E.
Bangs, Francis R.	Hobbs, Clarence W., Jr.
Barker, Warren S.	Jones, George R.
Barnes, George L.	Kenefick, Thomas W.
Bartlett, Horace I.	Kinney, William S.
Bassett, Edmund	Kneil, Arthur S.
Besse, Harold A.	Lane, Daniel W.
Blackmur, Paul R.	Look, William J.
Bolster, Percy G.	Loring, Augustus P.
Bosworth, Henry H.	Lowe, Arthur H.
Bouvé, Walter L.	Lowell, James A.
Boyer, Elmer E.	Luce, Robert
Brackett, John Q. A.	Lufkin, Willfred W.
Brooks, George F.	Lummus, Henry T.
Bryant, Lincoln	Lyman, Frank E.
Buck, Maurice A.	Merriam, John M.
Burns, William A.	Mitchell, Charles
Chandler, Leonard B.	Montague, David T.
Charbonneau, Henry V.	Moore, Charles D. C.
Chase, Mial W.	Morton, James M.
Churchill, George B.	Parker, George S.
Clark, Chester W.	Parker, Herbert
Codman, James M., Jr.	Parkman, Henry
Coe, S. Hamilton	Pillsbury, Albert E.
Collier, David R.	Putnam, Harry B.
Collins, Samuel I.	Richardson, Edward A.
Coogan, Clement F.	Richardson, James P.
Cook, Benjamin A.	Robbins, Edward J.
Cook, Rufus H.	Robinson, George H.
Coombs, Zelotes W.	Saunders, Amos T.
Crafts, Lyman A.	Shattuck, Josiah B.
Crosby, J. Howell	Shea, John M.
Crossley, William Cyril	Smith, Jerome S.
Curtis, Edwin U.	Smith, Rutherford E.
Dale, George H.	Stearns, Harry N.
Davis, Elbridge G.	Sullivan, Edmund G.
Delano, Robert T.	Sweet, Joseph L.
Dresser, Frank F.	Tatman, Charles T.
Dutch, Charles Frederick	Thompson, Hubert C.
Farnsworth, Frank S.	Thompson, John L.
Ferrey, Irving D.	Tilton, Rufus H.
Ferry, James R.	Turner, Joseph
Fisher, Edward	Underhill, Charles L.
Fraser, Eugene B.	Walcott, Robert
French, Asa P.	Waaburn, Charles G.
Gates, Joseph S.	Wellman, Arthur Holbrook
Giddings, Charles	Wheeler, William
Gleason, Nesbit G.	White, John A.

TUESDAY, OCTOBER 30, 1917.

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Messrs. Whittier, Eugene P.  
Willett, George Franklin  
Wing, Herbert

Messrs. Wood, Charles J.  
Youngman, William S.

NAYS.

Messrs. Adams, Brooks  
Adams, Smith J.  
Avery, Nathan P.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bates, Sanford  
Bauer, Ralph S.  
Begley, John S.  
Bennett, Frank P.  
Bergengren, Roy F.  
Bicknell, Wallace H.  
Bigney, Robert E.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boynton, Thomas J.  
Brennan, James H.  
Brine, Henry C.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bullock, William J.  
Burrell, Fred J.  
Callahan, Timothy F.  
Carr, Edward  
Clapp, Robert P.  
Clark, Ezra W.  
Coleman, George W.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Creamer, Walter H.  
Creed, James F.  
Curtiss, Elmer L.  
Daley, Peter  
Daly, John W.  
Dean, Robert A.  
Dellinger, Raymond P.  
Derbyshire, James H.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, Thomas F.  
Doran, James P.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Flye, Louis Edwin  
Flynn, Maurice R.  
Frost, Archie N.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
George, Samuel W.  
Glazier, Frederick P.  
Good, John P.  
Granfield, William J.  
Graumann, John  
Green, Thomas H.  
Haines, Benjamin F.  
Harding, Clarence W.

Messrs. Harriman, Arthur N.  
Harrington, Patrick H.  
Hicks, George H.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Johnson, Charles R.  
Keigher, John A.  
Kelley, George W.  
Kelly, Luke L.  
Kenny, Herbert A.  
Kerr, Alexander  
Kilbon, John L.  
Lane, Dwight F.  
Langelier, Louis F. R.  
Larson, Charles G.  
Leboeuf, Telephore  
Leonard, Joseph J.  
Lomasney, Martin M.  
Love, Joseph A.  
Lynch, John C.  
MacMaster, Edward A.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
Mansfield, John J.  
Martin, Martin L.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
Michelman, Joseph  
Moran, William  
Moriarty, James T.  
Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Peirce, Albion G.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Ray, Herbert L.  
Reidy, Michael J.  
Rieutord, Louis O.  
Ross, Samuel  
Scigliano, Alfred P.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Skerrett, Mark N.

## JOURNAL OF THE CONVENTION,

Messrs. Sparrell, Ernest H.  
 Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward

Messrs. Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.

109 yeas; 138 nays.

Therefore the amendment was rejected.

Mr. Bosworth, — amendment. On motion of Mr. Bosworth of Springfield the resolution was then amended by striking out lines 197 to 201, inclusive, and inserting in place thereof the following: —

"In the case of an amendment to the constitution: Shall an amendment to the constitution (here insert description, and state, in distinctive type, whether approved or disapproved by the general court, and by what vote thereon) be approved?"

YES.	
NO.	

"In the case of a law: Shall a law (here insert description, and state, in distinctive type, whether approved or disapproved by the general court, and by what vote thereon) be approved?"

YES.	
NO.	

Mr. Bryant, — amendments. Mr. Bryant of Milton moved that the resolution be amended as follows: —

By inserting after the words "not earlier than", in line 95, the words "the first Wednesday of the August and not later than"; and

By adding, after line 109, the following paragraph: —

"If an initiative petition for a constitutional amendment or for a law, signed by ten qualified voters, shall be filed with the secretary of the commonwealth not later than the first Wednesday of September as hereinbefore provided, then at any time before the first Wednesday of the following October a petition concerning the same general subject signed by ten qualified voters may be filed with the secretary of the commonwealth, and if signatures as hereinbefore required for an original petition shall be filed not later than the first Wednesday of the following December, the secretary of the commonwealth shall transmit any such petition to the clerk of the house of representatives and the proposed constitutional amendment or law which is the subject of such petition shall then be deemed to be introduced into that general court and pending in the house of representatives. The secretary of the commonwealth shall give public notice in such manner as the general court shall provide of all petitions filed as hereinbefore provided."

After debate these amendments were rejected, by a vote of 75 to 94.

Mr. Quincy, — amendment. Mr. Quincy of Boston moved that the resolution be amended by adding, after line 82, the following paragraphs, with the heading "*Conflicting and Alternative Measures*": —

"The general court may by resolve passed by yea and nay vote, either by the two houses sitting separately, or in the case of a constitutional amendment by a majority of those

present and voting thereon in joint convention held as herein provided, provide for the submission to the people of a substitute for any measure introduced by initiative petition which has been or may be passed or qualified for submission to the people as herein provided, the same to be designated on the ballot as the legislative substitute for such an initiative measure and to be grouped with the same as an alternative therefor; *provided*, that any such legislative substitute for a constitutional amendment shall be passed as above provided in each of the years in which such constitutional amendment is passed.

"In case in any judicial proceeding any provisions of two or more constitutional amendments, or of two or more laws, approved by the people at the same election, are held to be in conflict with each other, then the provisions contained in the constitutional amendment, or in the law, as the case may be, which received the largest number of affirmative votes at such election shall be deemed to govern."

After debate this amendment was adopted.

Mr. Buttrick of Lancaster moved that the resolution be <sup>Mr. Buttrick,</sup> amended by inserting after the word "signers", in line 92, the <sup>—amendment.</sup> words "A filing fee shall be required by law."

After debate, at one o'clock, under the provisions of a standing <sup>Recess.</sup> order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

The President requested the Sergeant-at-Arms to secure the <sup>Quorum.</sup> attendance of a quorum.

On the appearance of a quorum Mr. Lummus of Lynn moved <sup>Mr. Lummus,—</sup> amendment. that the amendment moved by Mr. Buttrick be amended by striking out the words proposed to be inserted, and inserting in place thereof the words "A filing fee not exceeding one hundred dollars may be required by law."

Mr. Churchill of Amherst moved that the amendment moved <sup>Mr. Churchill,</sup> amendment. by Mr. Lummus be amended by inserting after the word "dollars" the words ", which shall be returned if and when the petition is completed".

There being no objection, Mr. Lummus accepted, as a part of his amendment, the amendment moved by Mr. Churchill.

After further debate the amendment moved by Mr. Lummus, as thus modified, was adopted, by a vote of 93 to 73; and the amendment moved by Mr. Buttrick, as thus amended, was adopted, by a vote of 104 to 62.

Mr. Underhill of Somerville moved that the resolution be <sup>Mr. Underhill,</sup> amendment. amended by adding at the end of line 111, as amended, the <sup>—amendment.</sup> words ", and no law affecting labor organizations".

After debate (Mr. Glazier of Hudson being in the chair) this amendment was rejected.

Mr. Luce of Waltham moved that the resolution be amended <sup>Mr. Luce, —</sup> amendment. by adding after the paragraph previously inserted after line 112 the following paragraph: —

"No proposed law shall contain unrelated subjects."

After debate this amendment was adopted.

## JOURNAL OF THE CONVENTION,

Mr. Luce.—  
amendment.

Mr. Luce then moved that the resolution be amended by adding after the foregoing amendment the following paragraph:—

“A proposed law shall be confined to a specific, concrete proposition, unaccompanied by administrative or technical detail, but may direct what agency of government shall administer it.”

After debate the question was put on the adoption of the amendment, and 101 members voted in the affirmative and 100 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 114 members voted in the affirmative and 126 in the negative, as follows:—

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Fitz-Randolph, Reginald T.
Adams, Scott	Fraser, Eugene B.
Bailey, Charles O.	French, Asa P.
Balch, Francis N.	Gates, Joseph S.
Ballantyne, John	Gaylord, Henry E.
Bangs, Francis R.	George, Samuel W.
Barker, Warren S.	Giddings, Charles
Barnes, George L.	Gleason, Nesbit G.
Bartlett, Horace I.	Greenwood, Hamlet S.
Bassett, Edmund	Hale, Edward R.
Besse, Harold A.	Hall, Elisha S.
Blackmur, Paul R.	Hibbard, Charles E.
Bolster, Percy G.	Hobbs, Clarence W., Jr.
Bosworth, Henry H.	Hutchings, Henry M.
Bouvé, Walter L.	Jones, George R.
Boyer, Elmer E.	Kelley, George W.
Brackett, John Q. A.	Kenefick, Thomas W.
Brooks, George F.	Kinney, William S.
Bryant, Lincoln	Lane, Daniel W.
Burns, William A.	Langelier, Louis F. R.
Chandler, Leonard B.	Look, William J.
Chase, Mial W.	Loring, Augustus P.
Churchill, George B.	Lowell, James A.
Clapp, Robert P.	Luce, Robert
Clark, Chester W.	Lufkin, Willfred W.
Codman, James M., Jr.	Lummus, Henry T.
Coe, S. Hamilton	Lyman, Frank E.
Collier, David R.	Merriam, John M.
Collins, Samuel I.	Mitchell, Charles
Coogan, Clement F.	Montague, David T.
Cook, Benjamin A.	Moore, Charles D. C.
Cook, Rufus H.	Morton, James M.
Coombs, Zelotes W.	Parker, George S.
Cox, Guy W.	Parker, Herbert
Crafts, Lyman A.	Parkman, Henry
Crosby, J. Howell	Pillsbury, Albert E.
Curtis, Edwin U.	Putnam, Harry B.
Dale, George H.	Richardson, Edward A.
Davis, Elbridge G.	Richardson, James P.
Davis, William R.	Robbins, Edward J.
Delano, Robert T.	Saunders, Amos T.
Dresser, Frank F.	Shattuck, Josiah B.
Dutch, Charles Frederick	Shea, John M.
Farnsworth, Frank S.	Smith, Jerome S.
Feiker, William H.	Smith, Rutherford E.
Ferrey, Irving D.	Stearns, Harry N.
Ferry, James R.	Stoneman, David
Fisher, Edward	Sullivan, Edmund G.

Messrs. Sweet, Joseph L.  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert

Messrs. Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William,  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Wing, Herbert  
 Wood, Charles J.  
 Youngman, William S.

## NAYS.

Messrs. Adams, Smith J.  
 Avery, Nathan P.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bates, Sanford  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Brennan, James H.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Coakley, Daniel H.  
 Coleman, George W.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Dellinger, Raymond P.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Flaherty, William  
 Flye, Louis Edwin  
 Frost, Archie N.  
 Garland, Francis P.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Granfield, William J.  
 Green, Thomas H.  
 Hall, Frederick S.  
 Harding, Clarence W.

Messrs. Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Johnson, Charles R.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Larson, Charles G.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lowe, Arthur H.  
 Maguire, James E.  
 Mahoney, John J.  
 Mansfield, John J.  
 Martin, Martin L.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 Michelman, Joseph  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huettis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Ross, Samuel  
 Scigliano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles

## JOURNAL OF THE CONVENTION,

Messrs. Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.

Messrs. Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.  
 Wonson, Carlton W.

114 yeas; 126 nays.

Therefore the amendment was rejected.

Limit of debate.

Mr. Walker of Brookline then moved that, unless a vote be sooner reached, debate be closed at half-past eleven o'clock A.M. on Thursday, November 1, and that a member of the minority and a member of the majority of the committee on Initiative and Referendum each be allowed fifteen minutes at the close.

After debate Mr. Creamer of Lynn moved the previous question.

Motion to adjourn.

Mr. Lane of Boston then moved that the Convention adjourn; and on this motion 91 members voted in the affirmative and 84 in the negative.

The sense of the Convention was taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 82 members voted in the affirmative and 117 in the negative, as follows:—

YEAS.

Messrs. Balch, Francis N.  
 Bangs, Francis R.  
 Barker, Warren S.  
 Barnes, George L.  
 Barrett, James T.  
 Bartlett, Horace I.  
 Besse, Harold A.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Bryant, Lincoln  
 Burns, William A.  
 Buttrick, Allan G.  
 Chase, Mial W.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Costello, Francis M.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Dale, George H.  
 Delano, Robert T.  
 Doe, Orestes T.  
 Dresser, Frank F.

Messrs. Farnsworth, Frank S.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fitz-Randolph, Reginald T.  
 Fraser, Eugene B.  
 Gartland, John J.  
 Gaylord, Henry E.  
 Giddings, Charles  
 Greenwood, Hamlet S.  
 Hall, Elisha S.  
 Hall, Frederick S.  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kenefick, Thomas W.  
 Lane, Daniel W.  
 Loring, Augustus P.  
 Lowell, James A.  
 Lufkin, Willfred W.  
 Lummus, Henry T.  
 Lyman, Frank E.  
 Michelman, Joseph  
 Mitchell, Charles  
 Moore, Charles D. C.  
 Parker, Herbert  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Robbins, Edward J.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.

**Messrs.** Smith, Jerome S.  
 Smith, Rutherford E.  
 Sullivan, Edmund G.  
 Sweet, Joseph L.  
 Theller, Ralph L.  
 Thompson, Hubert C.  
 Thompson, John L.

**Messrs.** Tilton, Rufus H.  
 Washburn, Albert H.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 Willett, George Franklin  
 Wood, Charles J.  
 Youngman, William S.

**NAYS.**

**Messrs.** Adams, Scott  
 Adams, Smith J.  
 Avery, Nathan P.  
 Aylward, James F.  
 Bailey, Charles O.  
 Bassett, Edmund  
 Batchelder, Albert W.  
 Bates, Sanford  
 Bauer, Ralph S.  
 Begley, John S.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Bowen, Patrick  
 Brennan, James H.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Callahan, Timothy F.  
 Carr, Edward  
 Chandler, Leonard B.  
 Coleman, George W.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Crosby, J. Howell  
 Cummings, John W.  
 Curtis, Edwin U.  
 Daley, Peter  
 Daly, John W.  
 Davis, William R.  
 Dean, Robert A.  
 Dellinger, Raymond P.  
 Derbyshire, James H.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Dutch, Charles Frederick  
 Feiker, William H.  
 Garland, Francis P.  
 Glazier, Frederick P.  
 Gleason, Nesbit G.  
 Good, John P.  
 Granfield, William J.  
 Green, Thomas H.  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Hoitt, Augustus J.  
 Kerr, Alexander

**Messrs.** Kilbon, John L.  
 Kinney, William S.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Look, William J.  
 Love, Joseph A.  
 Lowe, Arthur H.  
 Luce, Robert  
 Maguire, James E.  
 Mahoney, John J.  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 Montague, David T.  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Reidy, Michael J.  
 Richardson, James P.  
 Sciglian, Alfred P.  
 Shanahan, William J.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Stearns, Harry N.  
 Stoeber, Charlee  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Talbot, Harry R.  
 Tatman, Charles T.  
 Thompson, Edward  
 Trefry, William D. T.  
 Twomey, John C.  
 Walker, Joseph  
 Walsh, David I.

## JOURNAL OF THE CONVENTION,

Messrs. White, John A.  
Whitehead, James  
Whittier, Eugene P.

Messrs. Winslow, Guy M.  
Worson, Carlton W.

82 yeas; 117 nays.

Therefore the motion to adjourn was negative.

Mr. Creamer of Lynn (the President having resumed the chair) withdrew his motion for the previous question, there being no objection.

Motion to adjourn.

Mr. Kinney of Boston then moved that the Convention adjourn; and this motion was negative, by a vote of 84 to 85.

The question was then put on the motion of Mr. Walker (that debate be closed at half-past eleven o'clock on Thursday next), and 81 members voted in the affirmative and 91 in the negative.

The sense of the Convention was taken by yeas and nays, at the request of Mr. Walker; and on the roll call 98 members voted in the affirmative and 100 in the negative, as follows: —

## YEAS.

Messrs. Adams, Smith J.	Messrs. Harding, Clarence W.
Aylward, James F.	Harriman, Arthur N.
Batchelder, Albert W.	Hoitt, Augustus J.
Bates, Sanford	Jones, George R.
Bauer, Ralph S.	Kerr, Alexander
Begley, John S.	Leboeuf, Telesphore
Besse, Harold A.	Leonard, Joseph J.
Bicknel, Wallace H.	Lomasney, Martin M.
Bigney, Robert E.	Love, Joseph A.
Bodfish, John D. W.	Maguire, James E.
Bowen, Patrick	Mahoney, John J.
Brennan, James H.	Mansfield, John J.
Brine, Henry C.	Martin, Martin L.
Broderick, Patrick S.	McCarthy, Charles F.
Brown, E. Gerry	McCormack, John W.
Bullock, William J.	McKeon, Francis P.
Burrell, Fred J.	Mitchell, Charles
Callahan, Timothy F.	Moran, William
Carr, Edward	Moriarty, James T.
Coleman, George W.	Morrill, Charles H.
Corrigan, Robert S.	Moynihan, James J.
Coughlan, William J.	Murley, Joseph J.
Creamer, Walter H.	Myron, John F.
Creed, James F.	Nestor, Patrick F.
Daley, Peter	Newhall, Arthur N.
Daly, John W.	Newton, H. Huestis
Dean, Robert A.	Nutting, Edward H.
Dellinger, Raymond P.	O'Connell, John J.
Derbyshire, James H.	O'Connell, John P.
Donoghue, John A.	O'Connell, Joseph F.
Donovan, Daniel R.	O'Connor, John D.
Donovan, James A.	Peirce, Albion G.
Donovan, Thomas F.	Pelletier, Joseph C.
Doran, James P.	Peterson, Patrick
Driscoll, Dennis D.	Quincy, Josiah
Driscoll, Timothy J.	Quinn, Timothy F.
Fraser, Eugene B.	Reidy, Michael J.
Garland, Francis P.	Scigliano, Alfred P.
Gartland, John J.	Shanahan, William J.
Glazier, Frederick P.	Shea, John T.
Good, John P.	Sheehan, Christopher A.
Granfield, William J.	Sherburne, Nelson
Green, Thomas H.	Stoeber, Charles

TUESDAY, OCTOBER 30, 1917.

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Messrs. Sullivan, William H.  
Sullivan, William J.  
Swig, Louis  
Talbot, Harry R.  
Theeller, Ralph L.  
Thompson, Edward

Messrs. Twomey, John C.  
Walker, Joseph  
Walsh, David I.  
Whitehead, James  
Winslow, Guy M.  
Wonson, Carlton W.

NAYS.

Messrs. Adams, Scott  
Avery, Nathan P.  
Bailey, Charles O.  
Balch, Francis N.  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Blackmur, Paul R.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Bryant, Lincoln  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Chase, Mial W.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Costello, Francis M.  
Cox, Guy W.  
Crafts, Lyman A.  
Crosby, J. Howell  
Curtis, Edwin U.  
Dale, George H.  
Davis, William R.  
Delano, Robert T.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.  
Ferrey, Irving D.  
Ferry, James R.  
Fitz-Randolph, Reginald T.  
Gaylord, Henry E.  
George, Samuel W.  
Giddings, Charles  
Gleason, Neabit G.  
Greenwood, Hamlet S.

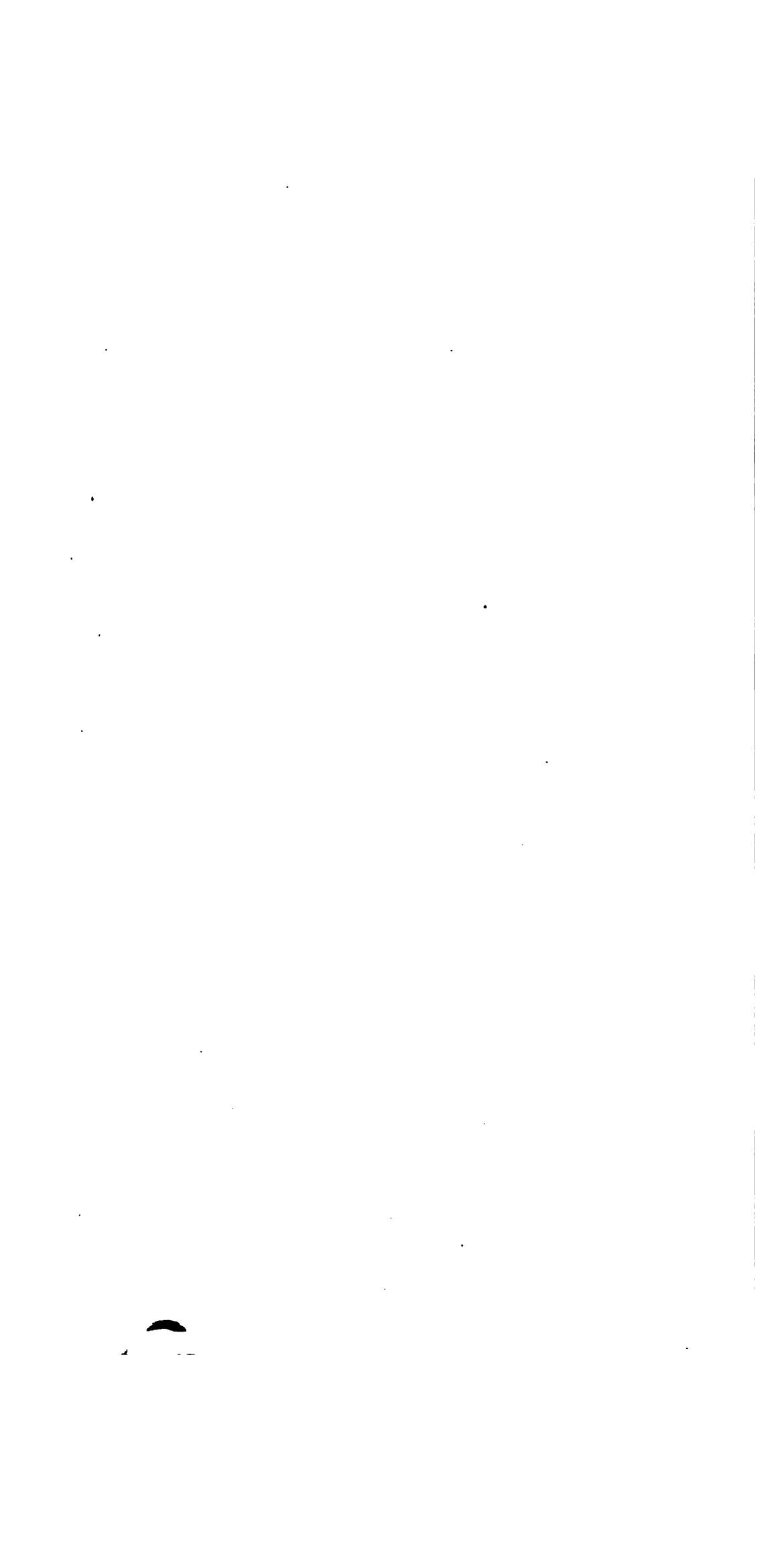
Messrs. Hall, Elisha S.  
Hall, Frederick S.  
Hibbard, Charles E.  
Hobbe, Clarence W., Jr.  
Hutchings, Henry M.  
Kelley, George W.  
Kenefick, Thomas W.  
Kilbon, John L.  
Kinney, William S.  
Lane, Daniel W.  
Look, William J.  
Loring, Augustus P.  
Lowe, Arthur H.  
Lowell, James A.  
Luce, Robert  
Lufkin, Willfred W.  
Lummus, Henry T.  
Lyman, Frank E.  
McAnarney, John W.  
Michelman, Joseph  
Montague, David T.  
Moore, Charles D. C.  
Parker, Herbert  
Pillsbury, Albert E.  
Putnam, Harry B.  
Richardson, Edward A.  
Richardson, James P.  
Saunders, Amos T.  
Shattuck, Josiah B.  
Shea, John M.  
Smith, Jerome S.  
Smith, Rutherford E.  
Stearns, Harry N.  
Sullivan, Edmund G.  
Sweet, Joseph L.  
Tatman, Charles T.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus S.  
Trefry, William D. T.  
Underhill, Charles L.  
Walcott, Robert  
Washburn, Albert H.  
Wellman Arthur Holbrook  
Wheeler William  
White, John A.  
Whittier, Eugene P.  
Willett, George Franklin  
Wood, Charles J.  
Youngman, William S.

98 yeas; 100 nays.

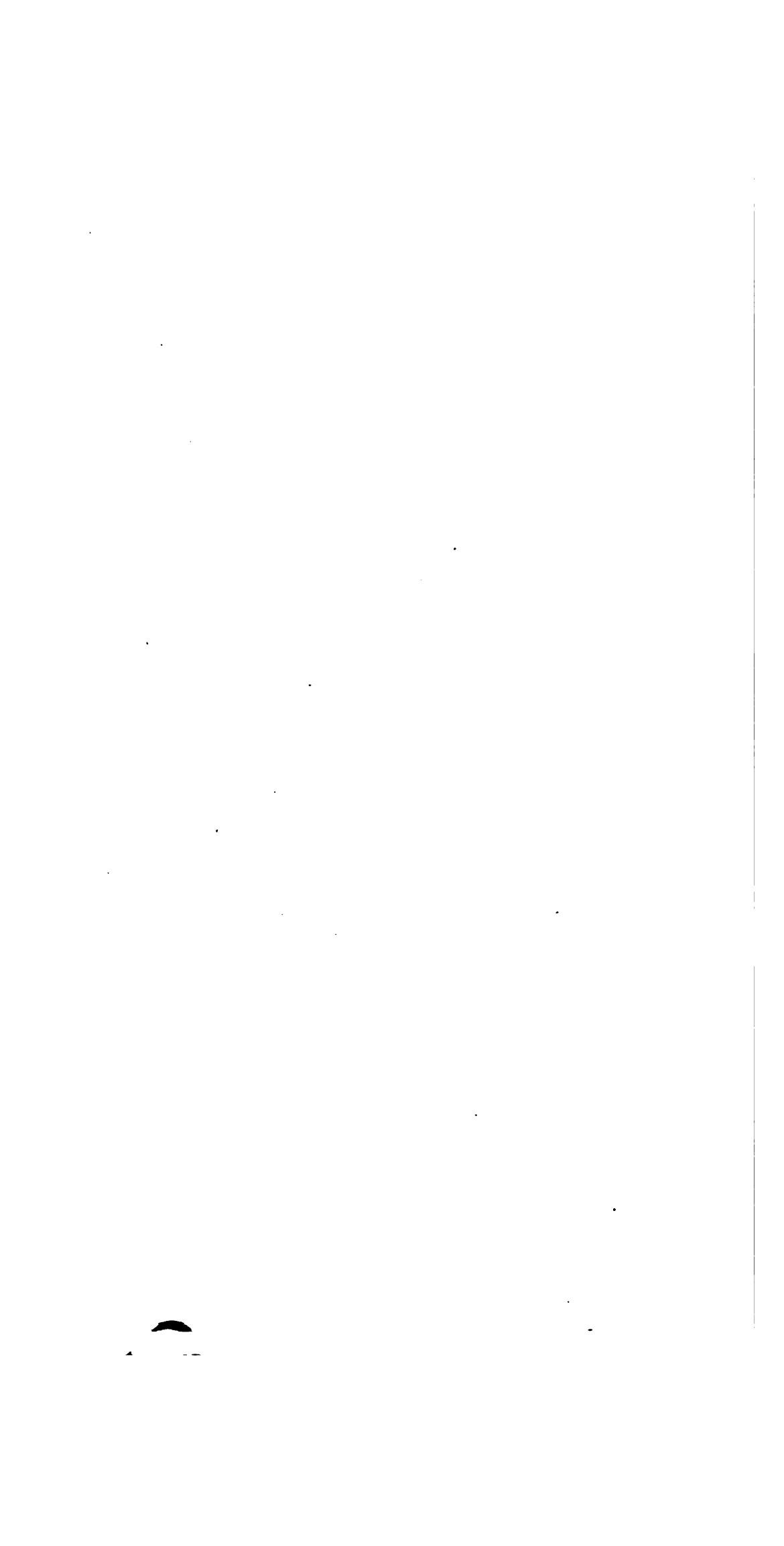
Therefore the motion to close debate was negatived.

Mr. Churchill of Amherst then moved that the Convention adjourn; and this motion prevailed.

Accordingly, at twenty minutes before five o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.







# JOURNAL OF THE CONVENTION.

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WEDNESDAY, October 31, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Harry P. Rankin of Boston.

## *Quorum.*

Mr. Richardson of Newton moved that the roll of the Convention be called, to ascertain if a quorum was present; and this motion prevailed.

The roll was called; and 200 members answered to their names, as follows: —

Measrs. Adams, Brooks	Measrs. Coogan, Clement F.
Adams, Smith J.	Cook, Benjamin A.
Anderson, Frederick L.	Cook, Rufus H.
Avery, Nathan P.	Coombs, Zelotes W.
Aylward, James F.	Cooney, Charles P.
Bailey, Charles O.	Corrigan, Robert S.
Ballantyne, John	Costello, Francis M.
Bangs, Francis R.	Coughlan, William J.
Barnes, George L.	Cox, Guy W.
Barrett, James T.	Crafts, Lyman A.
Bartlett, Horace I.	Creamer, Walter H.
Bassett, Edmund	Creed, James F.
Batchelder, Albert W.	Crosby, J. Howell
Bates, John L.	Crossley, William Cyril
Bates, Sanford	Curtis, Edwin U.
Besse, Harold A.	Curtiss, Elmer L.
Bicknell, Wallace H.	Cusick, John F.
Bodfish, John D. W.	Dale, George H.
Bolster, Percy G.	Daley, Peter
Bosworth, Henry H.	Daly, John W.
Boucher, Joseph Zoël	Davis, Elbridge G.
Boyer, Elmer E.	Davis, William R.
Brackett, John Q. A.	Dean, Robert A.
Brine, Henry C.	Delano, Robert T.
Broderick, Patrick S.	Derbyshire, James H.
Brown, E. Gerry	Doe, Orestes T.
Brown, Samuel F.	Donoghue, John A.
Bruce, Charles	Donovan, Daniel R.
Bryant, Lincoln	Donovan, James A.
Buck, Maurice A.	Doran, James P.
Bullock, William J.	Dresser, Frank F.
Burns, William A.	Driscoll, Dennis D.
Butler, A. Webster	Driscoll, Timothy J.
Chandler, Leonard B.	Dutch, Charles Frederick
Charbonneau, Henry V.	Farnsworth, Frank S.
Chase, Mial W.	Feiker, William H.
Churchill, George B.	Ferrey, Irving D.
Clapp, Robert P.	Ferry, James R.
Clark, Chester W.	Finn, E. Philip
Clark, Ezra W.	Fisher, Edward
Codman, James M., Jr.	Fitz-Randolph, Reginald T.
Coe, S. Hamilton	Fraser, Eugene B.
Coleman, George W.	Garland, Francis P.
Collier, David R.	Gates, Joseph S.
Collins, Samuel I.	Gaylord, Henry E.

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Messrs. George, Samuel W.	Messrs. O'Connell, John P.
Giddings, Charles	O'Connell, Joseph F.
Glazier, Frederick P.	O'Connor, John D.
Gleason, Neabit G.	Parker, Herbert
Good, John P.	Parkman, Henry
Granfield, William J.	Peirce, Albion G.
Hale, Edward R.	Pelletier, Joseph C.
Hale, Matthew	Peterson, Patrick
Hall, Elisha S.	Pillsbury, Albert E.
Hall, Frederick S.	Powers, Samuel L.
Hamilton, Andrew Foster	Putnam, Harry B.
Harding, Clarence W.	Quinn, Timothy F.
Harriman, Arthur N.	Ray, Herbert L.
Hibbard, Charles E.	Reidy, Michael J.
Hicks, George H.	Richardson, Edward A.
Hobbs, Clarence W., Jr.	Richardson, James P.
Horgan, Francis J.	Robbins, Edward J.
Jones, George R.	Ross, Samuel
Keliher, John A.	Saunders, Amos T.
Kelley, George W.	Sawyer, Roland D.
Kelly, Luke L.	Shattuck, Josiah B.
Kenefick, Thomas W.	Shaw, Michael F.
Kilbon, John L.	Shea, John M.
Kinney, William S.	Shea, John T.
Kneil, Arthur S.	Sheehan, Christopher A.
Lane, Daniel W.	Sherburne, Nelson
Lane, Dwight F.	Smith, Jerome S.
Linke, Fred R.	Stoeber, Charles
Lomasney, Martin M.	Sullivan, Edmund G.
Look, William J.	Sullivan, William H.
Loring, Augustus P.	Sweet, Joseph L.
Lowe, Arthur H.	Swig, Louis
Luce, Robert	Tatman, Charles T.
Lummus, Henry T.	Theller, Ralph L.
Lyman, Frank E.	Thompson, Edward
Lynch, John C.	Thompson, Hubert C.
MacMaster, Edward A.	Thompson, John L.
Mahoney, John J.	Tilton, Rufus H.
Mansfield, John J.	Trefry, William D. T.
McAnarney, John W.	Turner, Joseph
McCarthy, Charles F.	Underhill, Charles L.
Merriam, John M.	Walcott, Robert
Michelman, Joseph	Walker, George
Mitchell, Charles	Walker, Joseph
Mitchell, John	Walsh, David I.
Moore, Charles D. C.	Washburn, Albert H.
Moran, William	Washburn, Charles G.
Moriarty, James T.	Webster, Francis E.
Morton, James M.	Wellman, Arthur Holbrook
Moynihan, James J.	Wheeler, William
Murley, Joseph J.	White, John A.
Myron, John F.	Whitehead, James
Nestor, Patrick F.	Wing, Herbert
Newton, H. Huestis	Winslow, Guy M.
O'Connell, John J.	Wood, Charles J.

Therefore it appeared that a quorum was then present.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

*Initiative and referendum.*      The Resolution to provide for establishing the initiative and referendum (Doc. No. 359, amended), being the unfinished busi-

ness of the last session, was considered further, the main question being on ordering it to a second reading.

Mr. Kilbon of Springfield moved that the resolution be <sup>Mr. Kilbon, — amendment.</sup> amended by striking out, in line 187, the words "twenty-five per cent", and inserting in place thereof the word "one-eighth".

After debate the question was put on the adoption of the amendment, and 101 members voted in the affirmative and 70 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 122 members voted in the affirmative and 105 in the negative, as follows: —

## YEAS.

Messrs. Adams, Scott	Messrs. Dutch, Charles Frederick
Avery, Nathan P.	Farnsworth, Frank S.
Bailey, Charles O.	Feikert, William H.
Ballantyne, John	Ferrey, Irving D.
Bangs, Francis R.	Ferry, James R.
Barnes, George L.	Fisher, Edward
Bartlett, Horace I.	Fitz-Randolph, Reginald T.
Bassett, Edmund	Fraser, Eugene B.
Besse, Harold A.	French, Asa P.
Bicknell, Wallace H.	Gaylord, Henry E.
Blackmur, Paul R.	George, Samuel W.
Bolster, Percy G.	Giddings, Charles
Bosworth, Henry H.	Gleason, Nesbit G.
Bouvé, Walter L.	Hale, Edward R.
Boyer, Elmer E.	Hall, Elisha S.
Brackett, John Q. A.	Hall, Frederick S.
Brown, Samuel F.	Hamilton, Andrew Foster
Bruce, Charles	Hibbard, Charles E.
Bryant, Lincoln	Hobbs, Clarence W., Jr.
Buck, Maurice A.	Hutchings, Henry M.
Burns, William A.	Jones, George R.
Buttrick, Allan G.	Kelley, George W.
Chandler, Leonard B.	Kenefick, Thomas W.
Charbonneau, Henry V.	Kilbon, John L.
Chase, Mial W.	Kinney, William S.
Churchill, George B.	Lane, Daniel W.
Clapp, Robert P.	Linke, Fred R.
Clark, Chester W.	Look, William J.
Codman, James M., Jr.	Loring, Augustus P.
Coe, S. Hamilton	Lowe, Arthur H.
Collier, David R.	Lowell, James A.
Collins, Samuel I.	Luce, Robert
Coogan, Clement F.	Lummus, Henry T.
Cook, Benjamin A.	Lyman, Frank E.
Cook, Rufus H.	Merriam, John M.
Coombs, Zeletes W.	Michelman, Joseph
Costello, Francis M.	Mitchell, Charles
Cox, Guy W.	Montague, David T.
Crafts, Lyman A.	Moore, Charles D. C.
Crosby, J. Howell	Morton, James M.
Crossley, William Cyril	Nutting, Edward H.
Curtis, Edwin U.	Parker, Herbert
Cunick, John F.	Parkman, Henry
Dale, George H.	Pillsbury, Albert E.
Davis, Elbridge G.	Powers, Samuel L.
Davis, William R.	Putnam, Harry B.
Delano, Robert T.	Richardson, Edward A.
Dellinger, Raymond P.	Richardson, James P.
Dresser, Frank F.	Robbins, Edward J.

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<b>Messrs.</b>	<b>Saunders, Amos T.</b>	<b>Messrs.</b>	<b>Turner, Joseph</b>
	Shattuck, Josiah B.		Underhill, Charles L.
	Shea, John M.		Walcott, Robert
	Smith, Jerome S.		Washburn, Albert H.
	Smith, Rutherford E.		Washburn, Charles G.
	Sullivan, Edmund G.		Weekes, George LeRoy
	Sweet, Joseph L.		Wellman, Arthur Holbrook
	Tatman, Charles T.		Wheeler, William
	Thompson, Hubert C.		White, John A.
	Thompson, John L.		Willett, George Franklin
	Tilton, Rufus H.		Wing, Herbert
	Trefry, William D. T.		Wood, Charles J.
<b>NAYS.</b>			
<b>Messrs.</b>	<b>Adams, Brooks</b>	<b>Messrs.</b>	<b>Keliher, John A.</b>
	Adams, Smith J.		Kelly, Luke L.
	Aylward, James F.		Lane, Dwight F.
	Barrett, James T.		Leonard, Joseph J.
	Batchelder, Albert W.		Lomasney, Martin M.
	Bates, Sanford		Lynch, John C.
	Bauer, Ralph S.		MacMaster, Edward A.
	Bergengren, Roy F.		Maguire, James E.
	Bigney, Robert E.		Mansfield, John J.
	Bodfish, John D. W.		Martin, Martin L.
	Boucher, Joseph Zoël		McAnarney, John W.
	Brine, Henry C.		McCarthy, Charles F.
	Broderick, Patrick S.		McCormack, John W.
	Brown, E. Gerry		McIsaac, Daniel V.
	Bullock, William J.		McKeon, Francis P.
	Burrell, Fred J.		Mitchell, John
	Butler, A. Webster		Moran, William
	Carr, Edward		Moriarty, James T.
	Clark, Ezra W.		Moynihan, James J.
	Coleman, George W.		Murley, Joseph J.
	Cooney, Charles P.		Myron, John F.
	Corrigan, Robert S.		Nestor, Patrick F.
	Coughlan, William J.		Newton, H. Huettis
	Creamer, Walter H.		O'Connell, John J.
	Creed, James F.		O'Connell, John P.
	Daley, Peter		O'Connell, Joseph F.
	Daly, John W.		O'Connor, John D.
	Dean, Robert A.		Peirce, Albion G.
	Derbyshire, James H.		Pelletier, Joseph C.
	Donoghue, John A.		Peterson, Patrick
	Donovan, Daniel R.		Quincy, Josiah
	Donovan, James A.		Quinn, Timothy F.
	Doran, James P.		Ray, Herbert L.
	Driscoll, Dennis D.		Reidy, Michael J.
	Driscoll, Timothy J.		Ross, Samuel
	Finn, E. Philip		Sawyer, Roland D.
	Flaherty, William		Shaw, Michael F.
	Flye, Louis Edwin		Shea, John T.
	Garland, Francis P.		Sheehan, Christopher A.
	Gates, Joseph S.		Sherburne, Nelson
	Glazier, Frederick P.		Skerrett, Mark N.
	Good, John P.		Stoeber, Charles
	Granfield, William J.		Sullivan, Joseph M.
	Green, Thomas H.		Sullivan, Michael A.
	Hale, Matthew		Sullivan, William H.
	Harding, Clarence W.		Sullivan, William J.
	Harriman, Arthur N.		Swig, Louis
	Hicks, George H.		Theiler, Ralph L.
	Hoitt, Augustus J.		Thompson, Edward
	Horgan, Francis J.		Walker, George

Messrs. Walker, Joseph  
Walsh, David I.  
Webster, Francis E.

Messrs. Whitehead, James  
Winslow, Guy M.

122 yeas; 105 nays.

Therefore the amendment was adopted.

Mr. Fitz-Randolph of Nantucket moved that the resolution be amended by adding after the word "county", in line 189, the words ", and there shall be the signatures of at least four per cent of the registered voters of every county".

After debate this amendment was rejected, by a vote of 56 to 95.

Mr. Washburn of Middleborough moved that the resolution be amended by striking out, in lines 136 and 137, the words "fifteen thousand qualified voters of the commonwealth", and inserting in place thereof the words "five per cent of such qualified voters of the commonwealth, calculated upon the whole number of votes cast for governor at the last preceding election".

After debate Mr. Kilbon of Springfield moved that the amendment moved by Mr. Washburn be amended by striking out the word "five", and inserting in place thereof the word "four".

After further debate Mr. Quincy of Boston moved that the amendment moved by Mr. Washburn be amended by striking out the words proposed to be inserted, and inserting in place thereof the words "qualified voters of the commonwealth equal in number to four per cent of the whole number of votes cast for governor at the last preceding election".

The amendments moved by Messrs. Kilbon and Quincy were severally rejected.

The question was then put on the amendment moved by Mr. Washburn, and 119 members voted in the affirmative and 93 in the negative.

The sense of the convention was taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 123 members voted in the affirmative and 121 in the negative, as follows: —

YEAS.

Messrs. Adams, Scott  
Avery, Nathan P.  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Bates, Sanford  
Besse, Harold A.  
Blackmur, Paul R.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyer, Elmer E.  
Brackett, John Q. A.

Messrs. Brooks, George F.  
Brown, Samuel F.  
Bryant, Lincoln  
Buck, Maurice A.  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Charbonneau, Henry V.  
Chase, Mial W.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Coogan, Clement F.  
Cook, Benjamin A.

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Messrs. Cook, Rufus H.	Messrs. Lufkin, Willfred W.
Coombs, Zelotes W.	Lummus, Henry T.
Costello, Francis M.	Lyman, Frank E.
Cox, Guy W.	MacMaster, Edward A.
Crafts, Lyman A.	Merriam, John M.
Crosby, J. Howell	Mitchell, Charles
Crossley, William Cyril	Montague, David T.
Curtis, Edwin U.	Moore, Charles D. C.
Dale, George H.	Morton, James M.
Davis, Elbridge G.	Parker, Herbert
Davis, William R.	Parkman, Henry
Delano, Robert T.	Pillsbury, Albert E.
Dresser, Frank F.	Powers, Samuel L.
Dutch, Charles Frederick	Putnam, Harry B.
Farnsworth, Frank S.	Richardson, Edward A.
Feiker, William H.	Richardson, James P.
Ferry, James R.	Robbins, Edward J.
Fisher, Edward	Saunders, Amos T.
Fitz-Randolph, Reginald T.	Shea, John M.
Fraser, Eugene B.	Smith, Jerome S.
French, Asa P.	Smith, Rutherford E.
Gates, Joseph S.	Stearns, Harry N.
Gaylord, Henry E.	Stoneman, David
George, Samuel W.	Sullivan, Edmund G.
Giddings, Charles	Sweet, Joseph L.
Gleason, Nesbit G.	Tatman, Charles T.
Hale, Edward R.	Thompson, Hubert C.
Hall, Elisha S.	Thompson, John L.
Hamilton, Andrew Foster	Tilton, Rufus H.
Hibbard, Charles E.	Trefry, William D. T.
Hobba, Clarence W., Jr.	Turner, Joseph
Hutchings, Henry M.	Underhill, Charles L.
Jones, George R.	Walcott, Robert
Kelley, George W.	Washburn, Albert H.
Kenefick, Thomas W.	Washburn, Charles G.
Kinney, William S.	Weekes, George LeRoy
Kneil, Arthur S.	Wellman, Arthur Holbrook
Lane, Daniel W.	Wheeler, William
Langelier, Louis F. R.	White, John A.
Linke, Fred R.	Whittier, Eugene P.
Logan, James	Willett, George Franklin
Loring, Augustus P.	Wing, Herbert
Lowe, Arthur H.	Wood, Charles J.
Lowell, James A.	Youngman, William S.
Luce, Robert	

## NAMES.

Messrs. Adams, Brooks	Messrs. Burrell, Fred J.
Adams, Smith J.	Butler, A. Webster
Anderson, Frederick L.	Carr, Edward
Aylward, James F.	Clark, Ezra W.
Barrett, James T.	Coleman, George W.
Batchelder, Albert W.	Cooney, Charles P.
Bauer, Ralph S.	Corrigan, Robert S.
Begley, John S.	Coughlan, William J.
Bennett, Frank P.	Creamer, Walter H.
Bergengren, Roy F.	Creed, James F.
Bicknell, Wallace H.	Daley, Peter
Bigney, Robert E.	Daly, John W.
Bodfish, John D. W.	Dean, Robert A.
Boucher, Joseph Zoël	Dellinger, Raymond P.
Bowen, Patrick	Derbyshire, James H.
Brine, Henry C.	Donoghue, John A.
Broderick, Patrick S.	Donovan, Daniel R.
Brown, E. Gerry	Donovan, James A.
Bullock, William J.	Donovan, Thomas F.

WEDNESDAY, OCTOBER 31, 1917.

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Messrs. Doran, James P.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Flye, Louis Edwin  
Frost, Archie N.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
Grazier, Frederick P.  
Good, John P.  
Granfield, William J.  
Green, Thomas H.  
Hale, Matthew  
Harding, Clarence W.  
Harriman, Arthur N.  
Hicks, George H.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Johnson, Charles R.  
Keliher, John A.  
Kenny, Herbert A.  
Kilbon, John L.  
Lane, Dwight F.  
Leonard, Joseph J.  
Lomasney, Martin M.  
Look, William J.  
Love, Joseph A.  
Lynch, John C.  
Maguire, James E.  
Mahoney, John J.  
Mancovits, David  
Manafield, John J.  
Martin, Martin L.  
McAnarney, John W.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
Michelman, Joseph  
Mitchell, John  
Moran, William  
Moriarty, James T.

Messrs. Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Peirce, Albion G.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Ray, Herbert L.  
Reidy, Michael J.  
Ross, Samuel  
Sawyer, Roland D.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Skerrett, Mark N.  
Stoeber, Charles  
Sullivan, Joseph M.  
Sullivan, Michael A.  
Sullivan, William H.  
Sullivan, William J.  
Swig, Louis  
Talbot, Harry R.  
Theller, Ralph L.  
Thompson, Edward  
Walker, George  
Walker, Joseph  
Walsh, David I.  
Webster, Francis E.  
Whitehead, James  
Winslow, Guy M.

123 yeas; 121 nays.

Therefore the amendment was adopted.

Mr. Walcott of Cambridge moved that the resolution be Mr. Walcott, — amended by striking out lines 183 to 186, inclusive (as amended), <sup>amendment.</sup> and inserting in place thereof the following paragraph: —

"Provision for the proper identification and certification of signatures to the petitions hereinbefore referred to, and for penalties for the circulation of petitions for hire or reward, for the signing [A] of any such petition for money or other valuable consideration and for the forgery of signatures thereto shall be made by law."

After debate, at one o'clock, under the provisions of a standing Recess. order, the President declared a recess until two o'clock; at which hour the Convention reassembled.

Mr. Washburn of Worcester doubted the presence of a quorum; Quorum. and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

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**Mr. Quincy, — amendment.** On the appearance of a quorum Mr. Quincy of Boston moved that the amendment moved by Mr. Walcott be amended by adding at the end thereof the words " ; provided that, after the enactment of any law providing penalties for the circulation of petitions for hire or reward, the number of signatures required by this article of amendment shall be reduced by one half".

**Mr. Theller, — amendment.** Mr. Theller of New Bedford moved that the amendment moved by Mr. Walcott be amended by striking out, at "A", the word "of", and inserting in place thereof the words "or refusing to sign".

After debate the amendment moved by Mr. Quincy was rejected, by a vote of 67 to 109; and the amendment moved by Mr. Theller was adopted, by a vote of 130 to 16.

The question was then put on the adoption of the amendment moved by Mr. Walcott, as amended, and 111 members voted in the affirmative and 90 in the negative.

The sense of the Convention was taken by yeas and nays, at the request of Mr. Hale of Boston; and on the roll call 123 members voted in the affirmative and 117 in the negative, as follows: —

## YEAS.

Messrs. Adams, Scott	Messrs. Davis, Elbridge G.
Bailey, Charles O.	Davis, William R.
Balch, Francis N.	Delano, Robert T.
Bangs, Francis R.	Dellinger, Raymond P.
Barnes, George L.	Derbyshire, James H.
Bartlett, Horace I.	Doe, Orestes T.
Bassett, Edmund	Dresser, Frank F.
Bates, Sanford	Dutch, Charles Frederick
Blackmur, Paul R.	Farnsworth, Frank S.
Bolster, Percy G.	Feiker, William H.
Bosworth, Henry H.	Ferrey, Irving D.
Bouvé, Walter L.	Ferry, James R.
Boyer, Elmer E.	Fisher, Edward
Brackett, John Q. A.	Fitz-Randolph, Reginald T.
Brooks, George F.	Fraser, Eugene B.
Brown, Samuel F.	French, Asa P.
Bruce, Charles	Gates, Joseph S.
Bryant, Lincoln	Gaylord, Henry E.
Burns, William A.	George, Samuel W.
Buttrick, Allan G.	Giddings, Charles
Chandler, Leonard B.	Gleason, Nesbit G.
Charbonneau, Henry V.	Hale, Edward R.
Chase, Mial W.	Hall, Elisha S.
Churchill, George B.	Hall, Frederick S.
Clapp, Robert P.	Hamilton, Andrew Foster
Clark, Chester W.	Hibbard, Charles E.
Codman, James M., Jr.	Hobbs, Clarence W., Jr.
Coe, S. Hamilton	Hutchings, Henry M.
Collier, David R.	Jones, George R.
Collins, Samuel I.	Kelley, George W.
Coogan, Clement F.	Kenefick, Thomas W.
Cook, Benjamin A.	Kilbon, John L.
Cook, Rufus H.	Kinney, William S.
Coombs, Zelotes W.	Kneil, Arthur S.
Crafts, Lyman A.	Langelier, Louis F. R.
Crosby, J. Howell	Linke, Fred R.
Crossley, William Cyril	Logan, James
Curtis, Edwin U.	Look, William J.
Curtiss, Elmer L.	Loring, Augustus P.

**Messrs.** Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lummus, Henry T.  
 Lyman, Frank E.  
 Merriam, John M.  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Parker, Herbert  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Powers, Samuel L.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.

**Messrs.** Stearns, Harry N.  
 Sullivan, Edmund G.  
 Sullivan, Michael A.  
 Sweet, Joseph L.  
 Tatman, Charles T.  
 Theller, Ralph L.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Charles G.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Wing, Herbert  
 Wood, Charles J.  
 Youngman, William S.

**NAYS.**

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Avery, Nathan P.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Coleman, George W.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Daley, Peter  
 Daly, John W.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.

**Messrs.** Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Frost, Archie N.  
 Garland, Francis P.  
 Garland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Granfield, William J.  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Keliher, John A.  
 Lane, Dwight F.  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.

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Messrs. Murley, Joseph J.  
 Myron, John F.  
 Neator, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Ross, Samuel

Messrs. Scigliano, Alfred P.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Stoeber, Charles  
 Sullivan, William H.  
 Swig, Louis  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Whitehead, James  
 Winslow, Guy M.  
 Wonson, Carlton W.

123 yeas; 117 nays.

Therefore the amendment, as amended, was adopted, as follows: —

Striking out lines 183 to 186, inclusive (as amended), and inserting in place thereof the following paragraph: —

"Provision for the proper identification and certification of signatures to the petitions hereinbefore referred to, and for penalties for the circulation of petitions for hire or reward, for the signing or refusing to sign any such petition for money or other valuable consideration and for the forgery of signatures thereto shall be made by law."

Mr. Thompson, — amendment. Mr. Thompson of North Attleborough moved that the resolution be amended by adding at the end thereof the following paragraph: —

"Article XLII of the amendments of the constitution is hereby repealed."

After debate this amendment was adopted, by a vote of 95 to 72.

Mr. Churchill, — amendment. Mr. Churchill of Amherst moved that the resolution be amended by adding after the word "void", in line 155, the words ": provided, that no such law shall be held to be disapproved if the negative vote is less than thirty per cent of the highest number of votes cast at such state election".

After debate this amendment was adopted.

Mr. George, — amendment. Mr. George of Haverhill moved that the resolution be amended by inserting, before line 183, the following paragraph: —

"If a measure made subject to the referendum, by the filing of an initiative and referendum petition, is introduced in the general court, the same shall be referred to a committee thereof, and the petitioners and all parties in interest shall be duly heard and the measure shall be duly considered and reported upon to the general court with their reasons therefor in writing. Both the majority and minority reports, if there be such, shall be signed by the majority and minority members of said committee respectively [A]; and the general court shall consider such reports and act upon the proposed measure on its merits, with a

due regard for the public welfare and the rights of all citizens involved in accordance with their oath of office."

After debate Mr. Kinney of Boston moved that the amendment moved by Mr. George be amended by striking out all after the word "respectively", at "A".<sup>Mr. Kinney, — amendment.</sup>

Mr. Mahoney of Boston then moved that the Convention adjourn; and this motion prevailed.

Accordingly, at eight minutes after four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.



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THURSDAY, November 1, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. William M. Gilbert of Boston.

## *Absence of Members Without Leave.*

The consideration of the following order, offered by Mr. Feiker of Northampton, was postponed until the next session, at the request of that member: —

Absentees required to make satisfaction.

*Ordered*, That any member of the Convention who absents himself for more than two days without leave as provided in Rule 13 be required to make satisfaction therefor as provided in Rule 20.

## *Printing of a Bulletin.*

The following order, offered by Mr. Walker of Brookline, was referred, under the provisions of a standing order, to the committee on Rules and Procedure: —

Bulletin on "The Initiative and Referendum".

*Ordered*, That there be printed five hundred additional copies of the bulletin on "The Initiative and Referendum", prepared by the commission appointed to compile information and data for the Convention.

## *Filling of Vacancies in the Membership of the Convention.*

Mr. Harriman of New Bedford offered the following order: —

Membership of the Convention, — filling of vacancies.

*Ordered*, That the committees on Elections and Rules and Procedure, sitting jointly, are hereby requested to consider, and report before the proposed recess until next year, as to the advisability of making provision for filling vacancies in the membership of the Convention, caused either by death or resignation, now existing or which may occur before the Convention reconvenes in 1918.

Mr. Boucher of New Bedford doubted the presence of a quorum; and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum the order was adopted.

## *Compensation of Certain Employees.*

Mr. Wonson of Gloucester, for the committee on Contingent Expenses and Pay-Roll, who were instructed to consider the expediency of including the porters and watchmen of the State House in the list of employees receiving one hundred dollars each for extra work, reported, in part, recommending the adoption of the following order: —

Compensation for certain porters.

*Ordered*, That such porters as the Sergeant-at-Arms shall certify have been in attendance in the employ of the Common-

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wealth in and about the rooms and corridors occupied by the Convention and its committees, or members thereof, since the Convention has been in session, be paid the sum of fifty dollars each as extra compensation by reason of the holding of said Convention.

The report was read; and the order was considered forthwith.

**Mr. Underhill, — amendment.**

Mr. Underhill of Somerville moved that the order be amended by inserting after the word "porters" the words "and watchmen".

After debate Mr. Mahoney of Boston moved that the further consideration of the order be postponed until the next session; and this motion prevailed.

*Protection from Certain Newspaper Attacks.*

**Protection from certain newspaper attacks.**

Mr. Sullivan of Salem moved that the committee on Rules and Procedure be requested to take such steps as may be necessary to protect the members of this Convention from the scandalous attacks which have appeared from time to time in the "Boston American", particularly in the issue of November 1, 1917, an article on page 9 of which bears the title "Slackers Give Foes Chance to Hit I. and R."

After debate Mr. Glazier of Hudson moved that the motion be laid on the table; and this motion was negatived, by a vote of 55 to 102.

After further debate Mr. Lomasney of Boston moved that the motion of Mr. Sullivan be indefinitely postponed.

After further debate Mr. White of North Brookfield moved the previous question; and this motion, after debate, was negatived.

The motion of Mr. Lomasney was then adopted.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

**Initiative and referendum.**

The Resolution to provide for establishing the initiative and referendum (Doc. No. 359, amended), being the unfinished business of the last session, was considered further, the main question being on ordering it to a second reading.

**Mr. George, — amendment.**

There being no objection Mr. George of Haverhill modified the amendment previously moved by him, so as to read as follows: Inserting before line 183 the following paragraph: —

"If a measure is introduced in the general court by initiative petition, the same shall be referred to a committee thereof, and the petitioner and all parties in interest shall be duly heard, and the measure shall be duly considered and reported upon to the general court with the committee's recommendations in writing. The majority and minority reports, if there be such, shall be signed by the majority and minority members of said committee, respectively, and the final action of the general court upon any such measure shall be taken by a yea and nay vote."

After debate this amendment was adopted.

Mr. George then moved that the resolution be amended by striking out [A] lines 202 to 208, inclusive, and inserting in place thereof the following paragraph:— Mr. George, — amendment.

"The secretary of the commonwealth shall cause to be printed and sent to each registered voter in the commonwealth the full text of every measure to be submitted to the people, together with a copy of the legislative committee's majority and minority reports, if there be such, with the names of the majority and minority members thereon, a statement of the votes of the general court on the measure, and a description of the measure as it will appear on the ballot."

Mr. Churchill of Amherst moved that this motion be amended by striking out, at "A", the words "lines 202 to 208, inclusive, and inserting in place thereof the following paragraph", and inserting in place thereof the words ", in lines 202 to 205, inclusive, the words 'The secretary of the commonwealth shall cause to be printed and sent to each voter the full text of every measure to be submitted to the people, together with the description thereof as it will appear on the ballot', and inserting in place thereof the words". Mr. Churchill, — amendment.

After debate the amendment moved by Mr. Churchill was adopted; and the amendment moved by Mr. George, as thus amended, was adopted.

On motion of Mr. Churchill of Amherst the resolution was then amended by striking out, in lines 137 and 138, the words "or any part thereof"; and in line 154 the words "or part thereof". Mr. Churchill, — amendment.

On motion of Mr. Walker of Brookline the resolution was amended by inserting before the word "initiative", in the title and in line 3, the word "popular"; and by inserting before the word "referendum", in line 7, the word "popular". Mr. Walker, — amendment.

Mr. Quincy of Boston moved that the resolution be amended by striking out lines 132 to 135, inclusive (as amended), and inserting in place thereof the following:— Mr. Quincy, — amendment.

"A referendum petition may ask for a referendum to the people upon any law enacted by the general court which is not an emergency measure as above defined. Such petition shall first be signed by ten qualified voters of the commonwealth, and shall then be filed with the secretary of the commonwealth not later than thirty days after the law which is the subject of the petition has become law and the secretary of the commonwealth shall provide blanks for the use of subsequent signers. He shall print at the top of each blank a description of the proposed law as it will appear on the ballot and the names and residences of the first ten signers. If such petition filed as aforesaid is completed by filing with the secretary of the commonwealth not later than sixty days after the law which is the subject of the petition has become law the signatures to such petition of not".

After debate the amendment was adopted.

The same member then moved that the resolution be amended <sup>Id.</sup> by adding at the end of the words previously inserted in place of

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lines 183 to 186, inclusive, the words " , and pending the passage of such legislation all provisions of law relating to the identification and certification of signatures to petitions for the nomination of candidates for state offices or to penalties for the forgery of such signatures shall apply to the signatures to the petitions herein referred to".

After debate this amendment was adopted.

Mr. Morrill—  
amend-  
ments.

Mr. Morrill of Haverhill moved that the resolution be amended by striking out, in lines 114, 134 and 159, the word "sixty", and inserting in place thereof, in each instance, the word "ninety".

After debate Mr. Underhill of Somerville moved the previous question; and the motion prevailed.

Mr. Morrill then withdrew the foregoing amendments, there being no objection.

The resolution, as amended (Doc. No. 367), was then ordered to a second reading.

Subsequently, there being no objection, Mr. Sawyer of Ware moved that the resolution as reported by the committee on Initiative and Referendum be printed in a form setting forth in italics the provisions inserted by amendment in Committee of the Whole and by the Convention, and enclosing in brackets provisions eliminated in like manner.

After debate this motion was adopted. (See Doc. No. 368.)

On motion of Mr. Underhill of Somerville the Secretary of the Convention was authorized to have printed in the Calendar for Wednesday next such notices of further amendment as may be filed in his office.

*Adjournment and Hour of Meeting.*

Adjournment  
from Novem-  
ber 1 to 7.

Mr. Underhill then moved that the Convention adjourn, to meet on Wednesday, November 7, at one o'clock P.M.; and this motion, after debate, was adopted.

Accordingly, at ten minutes before one o'clock, the Convention adjourned.

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WEDNESDAY, November 7, 1917.

Met according to adjournment, at one o'clock P.M.

Prayer was offered by Rev. Francis E. Webster of Waltham, a member of the Convention.

## *Extension of Time for Certain Reports.*

On motion of Mr. Whitehead of Fall River, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, November 13, in which to report on matters before them. Reports of committees, extension of time.

## *Compensation for the State House Matron.*

On motion of Mr. George of Haverhill, —

*Ordered*, That the committee on Contingent Expenses and Pay-Roll consider the expediency of providing compensation for the matron of the State House, upon whom extra duties and labor have been imposed by reason of this Convention. Matron of the State House, — compensation.

## *Printing of Bulletins.*

Mr. Quincy of Boston, for the committee on Rules and Procedure, to whom was referred the order relative to reprinting the bulletin on "Biennial Elections and Sessions of the Legislature", reported recommending that the same ought to be adopted in a new draft, as follows: — Bulletin on "Biennial Elections and Sessions of the Legislature".

*Ordered*, That the commission appointed to compile information and data for the Convention be authorized to prepare a revised edition of Bulletin No. 9 on "Biennial Legislative Elections and Sessions", and to incorporate in it the material in Convention document No. 355, and that 500 copies of the revised bulletin be printed.

The report was read; and the order was considered forthwith and was adopted.

Mr. Parker of Lancaster, for the committee on Rules and Procedure, to whom was referred the order providing that there be printed five hundred additional copies of the bulletin on "The Initiative and Referendum", prepared by the commission appointed to compile information and data for the Convention, — reported recommending that the same ought to be adopted. Bulletin on "The Initiative and Referendum".

• The report was read; and the order was considered forthwith and was adopted.

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***Committee on Form and Phraseology — Consideration of Amendments.***

Amendments,  
— consideration  
by committee  
on Form and  
Phraseology.

Mr. Pillsbury of Wellesley, for the committee on Rules and Procedure, who were requested, under an order adopted on October 10, to consider and report some means or rule by which, after a resolution has been reported by the committee on Form and Phraseology and amendments have been adopted to such resolution, the same may again be considered by the committee on Form and Phraseology, — reported recommending that Rule 28 be amended by inserting therein, next after the words "third reading", the words ", or after material amendment in any later stage":

The report was read; and it was considered forthwith and was accepted. Therefore the rule was amended as recommended.

Absentees  
required to  
make  
satisfaction.

The following order, offered by Mr. Feiker of Northampton, the consideration of which was postponed from the last session, was considered: —

*Ordered*, That any member of the Convention who absents himself for more than two days without leave as provided in Rule 13 be required to make satisfaction therefor as provided in Rule 20.

After debate Mr. Mahoney of Boston moved that the order be laid on the table; and this motion was adopted, by a vote of 99 to 35.

***Orders of the Day.***

The Convention then proceeded to the consideration of the Orders of the Day.

Initiative and  
referendum.

The Resolution to provide for establishing the popular initiative and referendum (Doc. No. 367) was read a second time.

Limit of  
debate.

Mr. Underhill of Somerville moved that each amendment be debated and acted upon separately; that general debate on each amendment be limited to thirty minutes, and that speeches be limited to five minutes each, except that ten minutes be allowed to the mover of the amendment; and that five minutes then be allowed to a member of the minority of the committee on Initiative and Referendum and five minutes to a member of the majority of said committee.

Id. .

Mr. Ross of New Bedford moved that this motion be amended by the substitution of the following: —

That, on the pending matter, speeches be limited to five minutes each; that general debate be closed at eleven o'clock A.M. on Friday next; and that fifteen minutes then be allowed to a member of the minority of the committee on Initiative and Referendum and fifteen minutes to a member of the majority of said committee.

After debate the question was put on the amendment moved by Mr. Ross, and 92 members voted in the affirmative and 105 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Ross; and on the roll call 134 members voted in the affirmative and 112 in the negative, as follows:—

## YEAS.

Messrs. Adams, Brooks	Haines, Benjamin F.
Adams, Smith J.	Hale, Matthew
Anderson, Frederick L.	Hall, Frederick S.
Avery, Nathan P.	Harding, Clarence W.
Aylward, James F.	Harriman, Arthur N.
Barrett, James T.	Harrington, Patrick H.
Batchelder, Albert W.	Hicks, George H.
Bauer, Ralph S.	Hoitt, Augustus J.
Begley, John S.	Horgan, Francis J.
Bennett, Frank P.	Johnson, Charles R.
Bergengren, Roy F.	Keliher, John A.
Bicknell, Wallace H.	Kenny, Herbert A.
Bigney, Robert E.	Kerr, Alexander
Blackmur, Paul R.	Kilbon, John L.
Boucher, Joseph Zoël	Knotts, J. Franklin
Bowen, Patrick	Lane, Dwight F.
Brennan, James H.	Larson, Charles G.
Brennan, James J.	Leonard, Joseph J.
Brine, Henry C.	Lomasney, Martin M.
Broderick, Patrick S.	Look, William J.
Brown, E. Gerry	Love, Joseph A.
Bullock, William J.	Lynch, John C.
Butler, A. Webster	MacMaster, Edward A.
Callahan, Timothy F.	Maguire, James E.
Carr, Edward	Mahoney, John J.
Clark, Ezra W.	Mancovitz, David
Coleman, George W.	Manafield, John J.
Cooney, Charles P.	Martin, Martin L.
Corrigan, Robert S.	McCarthy, Charles F.
Creamer, Walter H.	McCormack, John W.
Creed, James F.	McLaud, Abner S.
Cummings, John W.	Merrill, George Frye
Curtis, Arthur B.	Mitchell, Charles
Daley, Peter	Mitchell, John
Daly, John W.	Moran, William
Dean, Robert A.	Moriarty, James T.
Delaney, Louis F.	Moynihan, James J.
Dellinger, Raymond P.	Murley, Joseph J.
Derbyshire, James H.	Myron, John F.
Donnelly, James P.	Nestor, Patrick F.
Donoghue, John A.	Newton, H. Huestis
Donovan, Daniel R.	Nutting, Edward H.
Donovan, Thomas F.	O'Connell, John P.
Doran, James P.	O'Connell, Joseph F.
Driscoll, Dennis D.	Peirce, Albion G.
Driscoll, Timothy J.	Peterson, Patrick
Feiker, William H.	Quincy, Josiah
Finn, E. Philip	Quinn, Timothy F.
Flaherty, William	Ray, Herbert L.
Flye, Louis Edwin	Reidy, Michael J.
Flynn, Maurice R.	Ross, Samuel
Fraser, Eugene B.	Sawyer, Roland D.
Frost, Archie N.	Scigliano, Alfred P.
Gallagher, Daniel J.	Shanahan, William J.
Garland, Francis P.	Shaw, Michael F.
Gartland, John J.	Shea, John T.
Glazier, Frederick P.	Sheehan, Christopher A.
Good, John P.	Sherburne, Nelson
Graumann, John	Skerrett, Mark N.
Green, Thomas H.	Sullivan, Joseph M.

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**Messrs.** Sullivan, William H.  
Sullivan, William J.  
Swig, Louis  
Theiler, Ralph L.  
Thompson, Edward  
Twomey, John C.  
Walker, George

**Messrs.** Walker, Joseph  
Walsh, David I.  
Webster, George P.  
Whipple, Sherman L.  
Whitehead, James  
Wilson, William H.  
Winslow, Guy M.

**NAYS.**

**Messrs.** Adams, Charles Francis  
Bailey, Charles O.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, Clarence A.  
Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Bates, Sanford  
Besse, Harold A.  
Bolster, Percy G.  
Bouvé, Walter L.  
Boyden, Frank L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Brooks, George F.  
Brown, Samuel F.  
Bruce, Charles  
Bryant, Lincoln  
Buck, Maurice A.  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Cox, Guy W.  
Crafts, Lyman A.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Edwin U.  
Curtiss, Elmer L.  
Cusick, John F.  
Dale, George H.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Doe, Orestes T.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Ferrey, Irving D.  
Ferry, James R.  
French, Asa P.  
Gates, Joseph S.

**Messrs.** George, Samuel W.  
Gleason, Nesbit G.  
Greenwood, Hamlet S.  
Hall, Elisha S.  
Hall, Isaac Freeman  
Hibbard, Charles E.  
Hobbs, Clarence W., Jr.  
Jones, George R.  
Kelley, George W.  
Keneffick, Thomas W.  
Kinney, William S.  
Kneil, Arthur S.  
Lane, Daniel W.  
Langelier, Louis F. R.  
Loring, Augustus P.  
Lowe, Arthur H.  
Lowell, James A.  
Luce, Robert  
Lummus, Henry T.  
Lyman, Frank E.  
McAnarney, John W.  
Merriam, John M.  
Michelman, Joseph  
Montague, David T.  
Moore, Charles D. C.  
Morrill, Charles H.  
Morton, James M.  
Newhall, Arthur N.  
Parker, Herbert  
Parkman, Henry  
Pillsbury, Albert E.  
Putnam, Harry B.  
Richardson, Edward A.  
Richardson, James P.  
Robbins, Edward J.  
Shattuck, Josiah B.  
Smith, Jerome S.  
Sullivan, Edmund G.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Tatman, Charles T.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Turner, Joseph  
Underhill, Charles L.  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.  
Wellman, Arthur Holbrook  
Wheeler, William  
Williams, Fred Homer  
Wing, Herbert  
Wood, Charles J.  
Youngman, William S.

134 yeas; 112 nays.

Therefore the amendment moved by Mr. Ross was adopted.

Mr. Underhill moved that this vote be reconsidered. After debate the question was put, and 102 members voted in the affirmative and 94 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Ross of New Bedford; and on the roll call 123 members voted in the affirmative and 132 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Gates, Joseph S.
Bailey, Charles O.	George, Samuel W.
Ballantyne, John	Gleason, Nesbit G.
Bangs, Francis R.	Greenwood, Hamlet S.
Barker, Warren S.	Hale, Edward R.
Barnes, George L.	Hall, Elisha S.
Bartlett, Horace I.	Hall, Isaac Freeman
Bassett, Edmund	Hibbard, Charles E.
Bates, Sanford	Hobbs, Clarence W., Jr.
Besse, Harold A.	Hutchings, Henry M.
Blackmur, Paul R.	Jones, George R.
Bolster, Percy G.	Kelley, George W.
Bouvé, Walter L.	Kenefick, Thomas W.
Boyden, Frank L.	Kinney, William S.
Boyer, Elmer E.	Kneil, Arthur S.
Brackett, John Q. A.	Knotts, J. Franklin
Brooks, George F.	Lane, Daniel W.
Brown, Samuel F.	Langelier, Louis F. R.
Bruce, Charles	Look, William J.
Bryant, Lincoln	Loring, Augustus P.
Buck, Maurice A.	Lowe, Arthur H.
Burns, William A.	Lowell, James A.
Buttrick, Allan G.	Luce, Robert
Chandler, Leonard B.	Lufkin, Willfred W.
Chase, Mial W.	Lummus, Henry T.
Choate, Charles F., Jr.	Lyman, Frank E.
Churchill, George B.	McAnarney, John W.
Clapp, Robert P.	Merriam, John M.
Clark, Chester W.	Michelman, Joseph
Codman, James M., Jr.	Mitchell, Charles
Coe, S. Hamilton	Montague, David T.
Collier, David R.	Moore, Charles D. C.
Collins, Samuel I.	Morrill, Charles H.
Coogan, Clement F.	Morton, James M.
Cook, Benjamin A.	Parker, Herbert
Cook, Rufus H.	Parkman, Henry
Coombs, Zeletes W.	Pillsbury, Albert E.
Cox, Guy W.	Putnam, Harry B.
Crafts, Lyman A.	Richardson, Edward A.
Crosby, J. Howell	Richardson, James P.
Crossley, William Cyril	Robbins, Edward J.
Curtis, Edwin U.	Shattuck, Josiah B.
Curtiss, Elmer L.	Smith, Jerome S.
Cusick, John F.	Smith, Rutherford E.
Dale, George H.	Stoneman, David
Davis, Elbridge G.	Sullivan, Edmund G.
Davis, William R.	Sweeney, Edward A.
Delano, Robert T.	Sweet, Joseph L.
Dellinger, Raymond P.	Swig, Louis
Doe, Orestes T.	Tatman, Charles T.
Dresser, Frank F.	Theller, Ralph L.
Dutch, Charles Frederick	Thompson, Hubert C.
Farnsworth, Frank S.	Thompson, John L.
Ferrey, Irving D.	Tilton, Rufus H.
Ferry, James R.	Turner, Joseph
Fraser, Eugene B.	Underhill, Charles L.
French, Asa P.	Walcott, Robert

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**Messrs.** Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.  
Wellman, Arthur Holbrook  
Wheeler, William

**Messrs.** Williams, Fred Homer  
Wing, Herbert  
Wood, Charles J.  
Youngman, William S.

**NAYS.**

**Messrs.** Adams, Brooks  
Adams, Smith J.  
Anderson, Frederick L.  
Avery, Nathan P.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bauer, Ralph S.  
Begley, John S.  
Bennett, Frank P.  
Bergengren, Roy F.  
Bicknell, Wallace H.  
Bigney, Robert E.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Brennan, James H.  
Brennan, James J.  
Brine, Henry C.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bullock, William J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Coleman, George W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Coughlan, William J.  
Creamer, Walter H.  
Creed, James F.  
Cummings, John W.  
Curtis, Arthur B.  
Daley, Peter  
Daly, John W.  
Dean, Robert A.  
Delaney, Louis F.  
Derbyshire, James H.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, James A.  
Donovan, Thomas F.  
Doran, James P.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Feiker, William H.  
Finn, E. Philip  
Flaherty, William  
Flye, Louis Edwin  
Flynn, Maurice R.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
Glazier, Frederick P.  
Good, John P.  
Graumann, John  
Green, Thomas H.  
Haines, Benjamin F.

**Messrs.** Hale, Matthew  
Hall, Frederick S.  
Harding, Clarence W.  
Harriman, Arthur N.  
Harrington, Patrick H.  
Hicks, George H.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Johnson, Charles R.  
Keliher, John A.  
Kenny, Herbert A.  
Kerr, Alexander  
Kilbon, John L.  
Lane, Dwight F.  
Larson, Charles G.  
Leonard, Joseph J.  
Lomasney, Martin M.  
Love, Joseph A.  
Lynch, John C.  
MacMaster, Edward A.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
Mansfield, John J.  
Martin, Martin L.  
McCarthy, Charles F.  
McCormack, John W.  
McKeon, Francis P.  
McLaud, Abner S.  
Merrill, George Frye  
Mitchell, John  
Moran, William  
Moriarty, James T.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John P.  
O'Connell, Joseph F.  
Peirce, Albion G.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Ray, Herbert L.  
Reidy, Michael J.  
Ross, Samuel  
Sawyer, Roland D.  
Scigliano, Alfred P.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Skerrett, Mark N.  
Sparrell, Ernest H.

**Messrs.** Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Talbot, Harry R.  
 Thompeon, Edward  
 Twomey, John C.  
 Walker, George

**Messrs.** Walker, Joseph  
 Walsh, David I.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.

123 yeas; 132 nays.

Therefore the Convention refused to reconsider.

The question was then put on the motion of Mr. Underhill, as amended, and 99 members voted in the affirmative and 104 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Ross of New Bedford; and on the roll call 133 members voted in the affirmative and 129 in the negative, as follows:—

YEAS.

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Avery, Nathan P.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Coleman, George W.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Curtis, Arthur B.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, Thomas F.

**Messrs.** Doran, James P.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Feiker, William H.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Graumann, John  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hale, Matthew  
 Hall, Frederick S.  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Keliher, John A.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Larson, Charles G.  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McKeon, Francis P.

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**Messrs.** McLaud, Abner S.  
 Merrill, George Frye  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigiano, Alfred P.

**Messrs.** Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.

**NAYS.**

**Messrs.** Adams, Charles Francis  
 Adams, Scott  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barker, Warren S.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Bates, Sanford  
 Besse, Harold A.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bouvé, Walter L.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Brown, Samuel F.  
 Bruce, Charles  
 Bryant, Lincoln  
 Buck, Maurice A.  
 Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Cox, Guy W.

**Messrs.** Crafts, Lyman A.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Edwin U.  
 Cusick, John F.  
 Dale, George H.  
 Davis, Elbridge G.  
 Davis, William R.  
 Delano, Robert T.  
 Dillingler, Raymond P.  
 Doe, Orestes T.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fraser, Eugene B.  
 French, Asa P.  
 Gates, Joseph S.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Gleason, Nesbit G.  
 Greenwood, Hamlet S.  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Isaac Freeman  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kenefick, Thomas W.  
 Kinney, William S.  
 Kneil, Arthur S.  
 Knotts, J. Franklin  
 Lane, Daniel W.  
 Langehler, Louis F. R.  
 Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Lowe, Arthur H.

Messrs. Lowell, James A.  
 Luce, Robert  
 Lufkin, Willfred W.  
 Lummus, Henry T.  
 Lyman, Frank E.  
 McAnarney, John W.  
 Merriam, John M.  
 Michelman, Joseph  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morrill, Charles H.  
 Morton, James M.  
 Parker, Herbert  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Reidy, Michael J.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.  
 Shattuck, Josiah B.  
 Smith, Jerome S.  
 Smith, Rutherford E.

Messrs. Stoneman, David  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Swig, Louis  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.  
 Youngman, William S.

133 yeas; 129 nays.

Therefore the motion, as amended, was adopted, as follows: —  
 "That, on the pending matter, speeches be limited to five minutes each; that general debate be closed at eleven o'clock A.M. on Friday next; and that fifteen minutes then be allowed to a member of the minority of the committee on Initiative and Referendum and fifteen minutes to a member of the majority of said committee."

Mr. Luce of Waltham moved that the resolution be amended Mr. Luce, — amendments as follows: —

By inserting after line 111 the following paragraph: —

"A proposed law shall delegate to an agency therein specified the power of enacting provisions to effect the purpose of such law.";

By inserting after line 120 the following paragraph: —

"If of the measures introduced into the general court by initiative petition in any one year, more than five fail of enactment by the general court, and the petitions relating to more than five are duly completed, the five that received the larger votes of the senate and house of representatives combined, and no more, shall be submitted to the people at the next state election. The measures not so submitted shall be deemed to be introduced into the next session of the general court and pending in the house of representatives.";

By inserting after line 143 the following paragraph: —

"If proposed laws contain conflicting provisions, in the opinion of the attorney-general, only that law which receives the largest vote of the senate and house of representatives combined shall be submitted to the voters. If it is rejected, the law that received the second largest number of votes shall be put on the ballot at the succeeding election, and so on until one has been accepted or all have been rejected: *provided, however,* that the

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initiative petition for each law shall be completed as herein provided.”; and

By inserting after the word “commonwealth”, in line 198, the words “, or to an individual, association, or corporation”.

**Mr. Walker, — amendments.** Mr. Walker of Brookline moved that the resolution be amended as follows: —

By striking out lines 75 to 78, inclusive;

By striking out, in line 81, the words “four per cent of the”, and inserting in place thereof the words “twenty thousand”; by striking out, in lines 82, 83 and 84, the words “calculated upon the whole number of votes cast for governor at the last preceding election,”; by striking out, in line 94, the words “one per cent”, and inserting in place thereof the words “five thousand signatures”; and by striking out, in lines 95 and 96, the words “calculated upon the whole number of votes cast for governor at the last preceding election,”;

By adding after the word “petition”, in line 202, the words “: *provided*, that, if a law approved by the people is not repealed, the general court shall raise by taxation or otherwise and shall appropriate such money as may be necessary to carry such law into effect”;

By striking out, in lines 211, 243 and 271, the word “sixty”, and inserting in place thereof, in each instance, the word “ninety”;

By inserting after the word “*provided*”, in line 225, the words “, that the governor may, at any time before the election at which it is to be submitted to the people on referendum, declare any law to be an emergency measure hereunder by filing with the secretary of the commonwealth a statement setting forth the facts constituting the emergency, and that in his opinion the immediate preservation of the public peace, health, safety or convenience require that such law should go into operation forthwith, then such law, if not previously suspended as hereinafter provided, shall take effect without suspension, or if such law has been so suspended such suspension shall thereupon terminate and such law shall thereupon go into effect: and *provided*, further”;

By striking out, in lines 309 and 310, the words “and for penalties for the circulation of petitions for hire or reward,”; and by adding after the word “to”, in line 318, the words “The general court may provide by law that no copartnership or corporation shall circulate petitions for hire or reward, may require individuals to be licensed and may make other reasonable regulations to prevent abuses arising from the circulation of petitions for hire or reward.”; and

By striking out, in line 319, the word “one-eighth”, and inserting in place thereof the word “one-fourth”.

**Mr. Putnam, — amendments.** After debate Mr. Putnam of Westfield moved that the resolution be amended as follows: —

By striking out, in lines 16 and 17, the words “or by recommendation of the governor by message,”;

By striking out, in lines 39 to 43, inclusive, the words “An amendment introduced by recommendation of the governor shall

be voted upon either in the form in which it was originally recommended or in such amended form as the governor may by message approve or substitute,"; and

By striking out, in lines 44 and 45, the words "or by the governor".

Mr. Loring of Beverly moved that the resolution be amended by striking out, in lines 87, 88 and 89, the words "and if the general court into which it is introduced fails to enact such law", and inserting in place thereof the words "or as amended by a vote of three-fourths of the members present and voting in each branch. If the combined vote cast in the two houses in favor of such amendment shall be equivalent to at least one-third of the total number of members elected to the general court but enactment fails".

Mr. Churchill of Amherst moved that the resolution be amended as follows:—

By striking out, in line 18, the word "otherwise"; and by inserting after the word "introduced", in the same line, the words "into the general court without such initiative petition, authority for which mode of introduction is hereby specifically granted and continued,"; and

By striking out, in lines 51 and 61, the word "one-quarter", and inserting in place thereof, in each instance, the word "one-third".

Mr. Blackmur of Quincy moved that the resolution be amended by striking out, in lines 15 and 16, the words "twenty-five thousand qualified voters", and inserting in place thereof the words "five per cent of the qualified voters of the commonwealth, calculated upon the whole number of votes cast for governor at the last preceding election".

Mr. Hibbard of Pittsfield moved that the resolution be amended as follows:—

By striking out, in lines 5 and 6, the words "and amendments to the constitution"; and

By striking out lines 13 to 78, inclusive.

Mr. Bailey of Newbury moved that the resolution be amended by striking out, in line 273, the words "ten thousand", and inserting in place thereof the words "five per cent of"; and by inserting, in line 274, after the word "commonwealth", the words ", calculated upon the whole number of votes cast for governor at the last preceding election".

Mr. Pillsbury of Wellesley moved that the resolution be amended as follows:—

By striking out, in lines 5 and 6, the words "and amendments to the constitution";

By striking out lines 13 to 74, inclusive;

By inserting after the word "rights", in line 77, the words ", or inconsistent therewith,";

By striking out, in line 122, the word "either";

By striking out, in lines 122 to 125, inclusive, the words "or in the case of a constitutional amendment by a majority of those

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present and voting thereon in joint convention held as herein provided.”;

By striking out lines 132 to 135, inclusive;

By striking out, in line 137, the words “two or more constitutional amendments, or of”;

By striking out, in lines 140 and 141, the words “in the constitutional amendment, or”;

By striking out, in line 141, the words “, as the case may be”;

By striking out, in lines 145 and 153, the words “constitutional amendment or”;

By striking out, in line 322, the words “proposed amendment to the constitution, and each”;

By striking out lines 330 to 335, inclusive; and

By striking out, in line 336, the words “In the case of a law.”.

Mr. Wellman,  
— amendment.

Mr. Wellman of Topsfield moved that the resolution be amended by adding after line 295 the following paragraph: —

“No law relating to the appointment, qualification, tenure or removal or compensation of judges, or relating to the powers, creation or abolition of courts, shall be the subject of such referendum petition.”

Mr. Parkman,  
— amendment.

Mr. Parkman of Boston moved that the resolution be amended by striking out, in lines 87 and 88, the words “and if”, and inserting in place thereof the words “or as amended by a vote of three-quarters of the members present and voting in each branch, and if of the members present and voting one-third of the house and one-fourth of the senate vote for such enactment, but”.

Mr. Washburn,  
— amendments.

Mr. Washburn of Middleborough moved that the resolution be amended as follows: —

By striking out, in lines 17 and 18, the words “or if in case of a proposal for amendment otherwise introduced”;

By striking out, in lines 46 and 47, the words “, and an amendment otherwise introduced shall be designated a legislative amendment”;

By striking out, in lines 48, 49 and 50, the words “if a legislative amendment shall be agreed to by a majority of all the members elected to the general court, or”;

By striking out, in line 52, the words “in either case”;

By striking out, in lines 55 to 59, inclusive, the words “If any legislative amendment shall again be agreed to by a majority of all the members elected to the next general court, voting in a joint session of the two houses to be held as aforesaid, it shall then be submitted by the general court to the people.”;

By striking out, in lines 67 and 68, the words “if approved in the case of a legislative amendment by a majority of the voters voting thereon, or”; and

By striking out, in lines 73 and 74, the paragraph “Article IX of the amendments to the constitution is hereby annulled.”

Mr. Richardson,  
— amendments.

Mr. Richardson of Newton moved that the resolution be amended as follows: —

By inserting after line 78 the following paragraph: —

“No part of the constitution which provides for the establishment of the popular initiative and referendum shall be the subject of an initiative petition.”; and

By inserting after line 78 the following paragraph:—

“No part of the constitution specifically excluding any matter from the operation of the popular initiative and referendum shall be the subject of an initiative petition.”

Mr. Burns of Pittsfield moved that the resolution be amended <sup>Mr. Burns, — amendment.</sup> by adding after the word “repealed”, in line 286, the words “: provided, that no such law shall be held to be disapproved if the negative vote is less than thirty per cent of the highest number of votes cast at such state election”.

Mr. Swig of Taunton moved that the resolution be amended <sup>Mr. Swig, — amendment.</sup> by adding after line 74 the following paragraph:—

“Provided, however, that no amendment to the constitution relating to religion, religious practices or religious institutions shall be the subject of an initiative petition.”

Mr. George of Haverhill moved that the resolution be amended <sup>Mr. George, — amendments.</sup> as follows:—

By striking out lines 75 to 78, inclusive, lines 196 to 209, inclusive, and lines 287 to 295, inclusive; and by inserting before line 296 the following paragraph:—

“No measure, annulling, abrogating or repealing the provisions of the declaration of rights, or inconsistent therewith, and no measure relating to or affecting the judiciary; and no measure protecting the public health, and public safety; and no law, making a specific appropriation of money from the treasury of the commonwealth, and no law appropriating money for the current or ordinary expenses of the commonwealth, or any of its departments, boards, commissions or institutions, and no law the operation of which is restricted to a distinct section of the commonwealth, unless such law involve financial obligations on the part of the commonwealth; and no law containing unrelated subjects, shall be the subject of an initiative and referendum petition as herein provided.”;

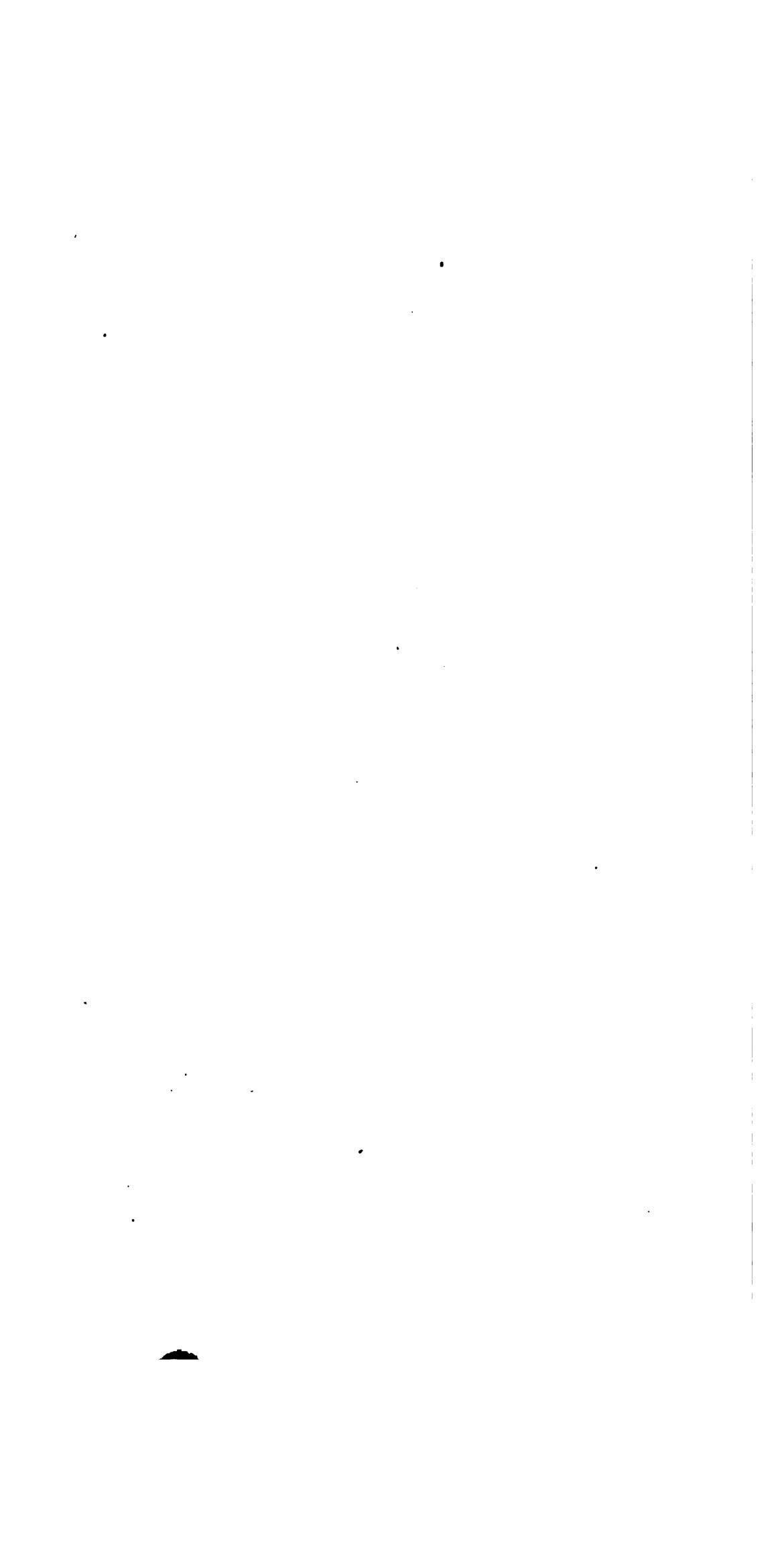
By inserting after the word “recommendations”, in line 301, the words “, with the reason therefor,”; and

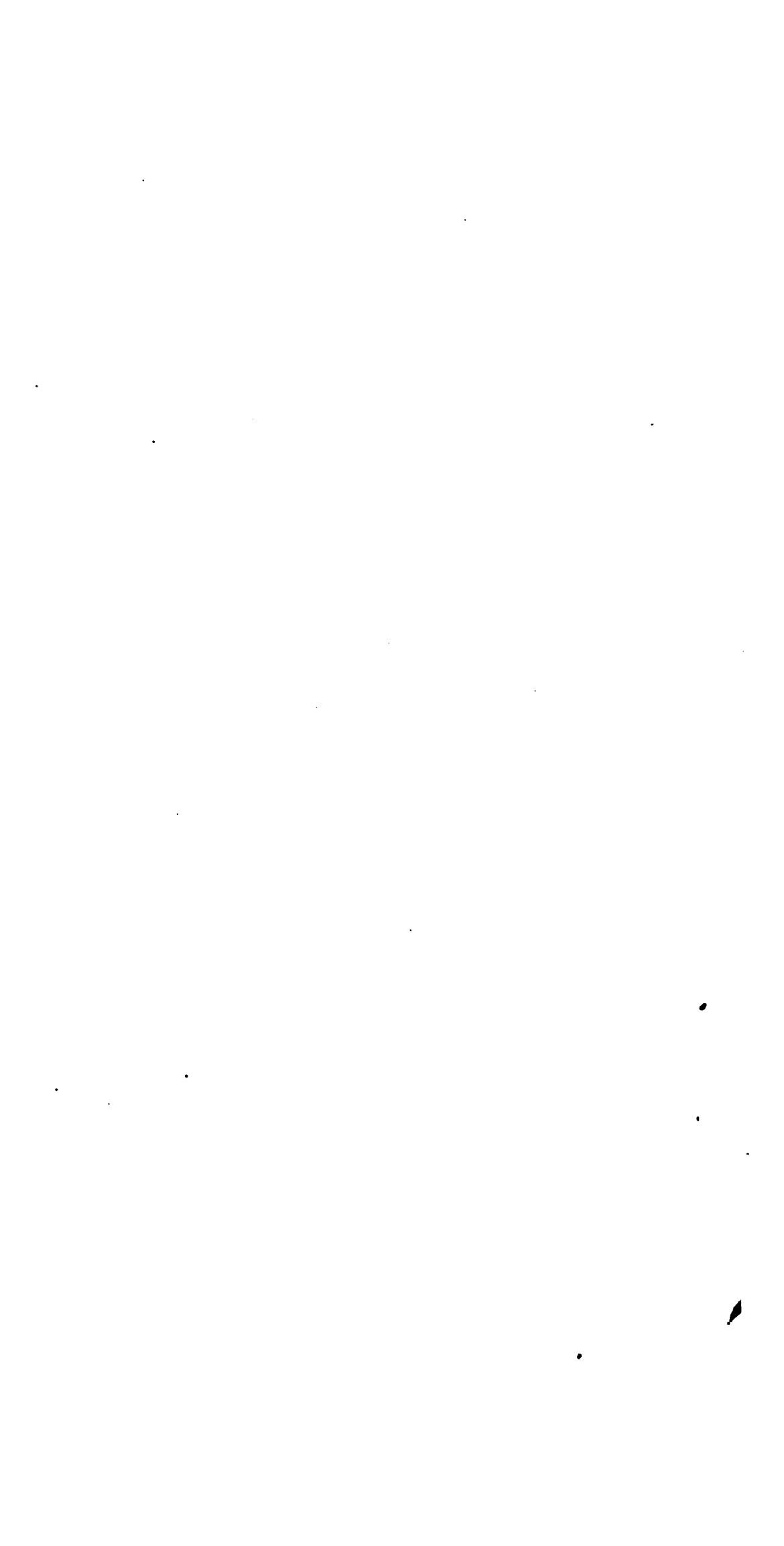
By inserting after the word “Provision”, in line 307, the words “for carrying the initiative and referendum into effect, and”.

Mr. William H. Sullivan of Boston moved that the resolution be amended by striking out, in line 206, the word “powers.” <sup>Mr. Sullivan, — amendment.</sup>

Mr. Kinney of Boston then moved that the Convention adjourn; and this motion prevailed. <sup>Adjournment.</sup>

Accordingly, at twenty-five minutes before four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.







## JOURNAL OF THE CONVENTION.

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THURSDAY, November 8, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. George Ernest Merriam of Fitchburg.

### *Leave of Absence.*

On motion of Mr. McCormack of Boston, —

*Ordered*, That Mr. Perry of Boston be granted leave of absence, <sup>Augustus W.</sup> Perry, under Rule 13, because of his enlistment in the military service of the national government.

### *Committee Authorized to Sit During Sessions of the Convention.*

On motion of Mr. Loring of Beverly, —

*Ordered*, That the committee on Form and Phraseology be granted leave to sit during the sessions of the Convention. <sup>Committee  
on Form and  
Phraseology,  
— sittings.</sup>

### *Quorum.*

Mr. Gleason of Andover then moved that the roll of the Convention be called, to ascertain if a quorum was present; and this motion prevailed.

The roll was called; and 229 members answered to their names, as follows: —

Messrs. Anderson, Frederick L.  
Avery, Nathan P.  
Aylward, James F.  
Bailey, Charles O.  
Balch, Francis N.  
Bangs, Francis R.  
Barnes, George L.  
Barrett, James T.  
Bartlett, Horace I.  
Bassett, Edmund  
Batchelder, Albert W.  
Bates, John L.  
Bauer, Ralph S.  
Begley, John S.  
Bennett, Frank P.  
Bicknell, Wallace H.  
Bigney, Robert E.  
Blackmur, Paul R.  
Bodfish, John D. W.  
Bolster, Percy G.  
Bosworth, Henry H.  
Boucher, Joseph Zoël  
Bouvé, Walter L.  
Bowen, Patrick  
Boyden, Frank L.  
Boyer, Elmer E.  
Boynton, Thomas J.  
Brackett, John Q. A.

Messrs. Broderick, Patrick S.  
Brooks, George F.  
Brown, E. Gerry  
Brown, Samuel F.  
Bruce, Charles  
Bryant, Lincoln  
Buck, Maurice A.  
Bullock, William J.  
Burns, William A.  
Burrell, Fred J.  
Buttrick, Allan G.  
Carr, Edward  
Chandler, Leonard B.  
Chase, Mial W.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Clark, Ezra W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Coleman, George W.  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Corrigan, Robert S.  
Coughlan, William J.

## JOURNAL OF THE CONVENTION,

<b>Messrs.</b>	Crafts, Lyman A. Creamer, Walter H. Creed, James F. Crosby, J. Howell Cummings, John W. Curtis, Edwin U. Curtis, Elmer L. Cusick, John F. Dale, George H. Daley, Peter Daly, John W. Davis, Elbridge G. Dean, Robert A. Delaney, Louis F. Delano, Robert T. Dillingham, Raymond P. Derbyshire, James H. Donnelly, James P. Donovan, Daniel R. Doran, James P. Dresser, Frank F. Driscoll, Dennis D. Dutch, Charles Frederick Farnsworth, Frank S. Feiker, William H. Ferrey, Irving D. Ferry, James R. Finn, E. Philip Flaherty, William Flynn, Maurice R. Foss, George H. Fraser, Eugene B. French, Asa P. Frost, Archie N. Garland, Francis P. Gates, Joseph S. Gaylord, Henry E. George, Samuel W. Giddings, Charles Glazier, Frederick P. Gleason, Nesbit G. Good, John P. Graumann, John Green, Thomas H. Greenwood, Hamlet S. Hale, Edward R. Hale, Matthew Hall, Frederick S. Hall, Isaac Freeman Hamilton, Andrew Foster Harding, Clarence W. Harriman, Arthur N. Hibbard, Charles E. Hobbs, Clarence W., Jr. Hoitt, Augustus J. Hutchings, Henry M. Johnson, Charles R. Jones, George R. Keliher, John A. Kelley, George W. Kelly, Luke L. Kenefick, Thomas W. Kenny, Herbert A. Kilbon, John L. Kinney, William S. Kneil, Arthur S.	<b>Messrs.</b>	Knott, J. Franklin Lane, Daniel W. Lane, Dwight F. Langelier, Louis F. R. Larson, Charles G. Leboeuf, Telesphore Leonard, Joseph J. Linke, Fred R. Lomasney, Martin M. Look, William J. Loring, Augustus P. Love, Joseph A. Lowe, Arthur H. Lowell, James A. Luce, Robert Lummus, Henry T. Lyman, Frank E. Lynch, John C. MacMaster, Edward A. Mahoney, John J. Mansfield, John J. McAnarney, John W. McCarthy, Charles F. McCormack, John W. McKeon, Francis P. McLaud, Abner S. Merriam, John M. Merrill, George Frye Michelman, Joseph Mitchell, Charles Mitchell, John Montague, David T. Moran, William Morrill, Charles H. Morton, James M. Moynihan, James J. Murley, Joseph J. Myron, John F. Nestor, Patrick F. Newton, H. Huestis Nutting, Edward H. O'Connell, John J. O'Connell, John P. Parker, George S. Parker, Herbert Parkman, Henry Peterson, Patrick Pillsbury, Albert E. Powers, Samuel L. Putnam, Harry B. Quincy, Josiah Quinn, Timothy F. Ray, Herbert L. Reidy, Michael J. Richardson, Edward A. Richardson, James P. Rieutord, Louis O. Robbins, Edward J. Robinson, George H. Ross, Samuel Saunders, Amos T. Sawyer, Roland D. Shanahan, William J. Shattuck, Josiah B. Shaw, Michael F. Shea, John T.
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Messrs. Sherburne, Nelson	Messrs. Walker, George
Smith, Jerome S.	Walker, Joseph
Smith, Rutherford E.	Walsh, David I.
Stearns, Harry N.	Waugh, Albert H.
Sullivan, Edmund G.	Washburn, Charles G.
Sullivan, Michael A.	Waterman, George B.
Sullivan, William H.	Webster, Francis E.
Sweeney, Edward A.	Weekes, George LeRoy
Sweet, Joseph L.	Wellman, Arthur Holbrook
Swig, Louis	Wheeler, William
Talbot, Harry R.	Whipple, Sherman L.
Tatman, Charles T.	White, John A.
Thompson, Edward	Whitehead, James
Thompson, Hubert C.	Whittier, Eugene P.
Thompson, John L.	Williams, Fred Homer
Tilton, Rufus H.	Wilson, William H.
Trefry, William D. T.	Wing, Herbert
Turner, Joseph	Winslow, Guy M.
Twomey, John C.	Wonson, Carlton W.
Underhill, Charles L.	Wood, Charles J.
Walcott, Robert	

Therefore it appeared that a quorum was then present.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to provide for establishing the popular initiative and referendum (Doc. No. 367), being the unfinished business of the last session, was considered further, the main question being on ordering it to a third reading.

Mr. Churchill of Amherst moved that, until the time is reached for closing debate upon the question of ordering to a third reading the pending resolution, all proposed amendments be discussed in the order in which they were moved; that twenty minutes be allowed for general debate on each amendment, the speakers to be allowed five minutes each; that at the close of general debate a member of the minority and a member of the majority of the committee shall be allowed five minutes each; and thereupon a vote shall be taken upon the amendment.

After debate the question was put, and 122 members voted in the affirmative and 91 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Ross of New Bedford; and on the roll call 141 members voted in the affirmative and 118 in the negative, as follows: —

YEAS.

Messrs. Adams, Charles Francis	Messrs. Bates, Sanford
Adams, Scott	Blackmur, Paul R.
Anderson, Frederick L.	Bolster, Percy G.
Bailey, Charles O.	Bosworth, Henry H.
Balch, Francis N.	Bouvé, Walter L.
Ballantyne, John	Boyden, Frank L.
Bangs, Francis R.	Boyer, Elmer E.
Barnes, Clarence A.	Brackett, John Q. A.
Barnes, George L.	Brooks, George F.
Bartlett, Horace I.	Brown, Samuel F.
Bassett, Edmund	Bruce, Charles

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Messrs.	Bryant, Lincoln	Messrs.	Knotts, J. Franklin
	Buck, Maurice A.		Leonard, Joseph J.
	Burns, William A.		Linke, Fred R.
	Buttrick, Allan G.		Look, William J.
	Chandler, Leonard B.		Loring, Augustus P.
	Chase, Mial W.		Lowell, James A.
	Choate, Charles F., Jr.		Luce, Robert
	Churchill, George B.		Lummus, Henry T.
	Clapp, Robert P.		Lyman, Frank E.
	Clark, Chester W.		McAnarney, John W.
	Codman, James M., Jr.		Merriam, John M.
	Coe, S. Hamilton		Mitchell, Charles
	Collier, David R.		Montague, David T.
	Collins, Samuel I.		Moore, Charles D. C.
	Coogan, Clement F.		Morton, James M.
	Coombs, Zelotes W.		Parker, George S.
	Costello, Francis M.		Parker, Herbert
	Cox, Guy W.		Parkman, Henry
	Crafts, Lyman A.		Pillsbury, Albert E.
	Crosby, J. Howell		Powers, Samuel L.
	Curtis, Edwin U.		Putnam, Harry B.
	Curtiss, Elmer L.		Quincy, Josiah
	Cusick, John F.		Reidy, Michael J.
	Dale, George H.		Richardson, Edward A.
	Davis, Elbridge G.		Richardson, James P.
	Davis, William R.		Robbins, Edward J.
	Delano, Robert T.		Robinson, George H.
	Dellinger, Raymond P.		Saunders, Amos T.
	Derbyshire, James H.		Shattuck, Josiah B.
	Doe, Orestes T.		Smith, Jerome S.
	Dresser, Frank F.		Smith, Rutherford E.
	Driscoll, Dennis D.		Stearns, Harry N.
	Dutch, Charles Frederick		Sullivan, Edmund G.
	Farnsworth, Frank S.		Sullivan, Michael A.
	Ferrey, Irving D.		Sweeney, Edward A.
	Ferry, James R.		Sweet, Joseph L.
	Fisher, Edward		Swig, Louis
	Foss, George H.		Tatman, Charles T.
	Fraser, Eugene B.		Theller, Ralph L.
	French, Asa P.		Thompson, Hubert C.
	Frost, Archie N.		Thompson, John L.
	Gates, Joseph S.		Tilton, Rufus H.
	Gaylord, Henry E.		Trefry, William D. T.
	George, Samuel W.		Turner, Joseph
	Giddings, Charles		Underhill, Charles L.
	Gleason, Nesbit G.		Walcott, Robert
	Greenwood, Hamlet S.		Washburn, Albert H.
	Hale, Edward R.		Washburn, Charles G.
	Hale, Matthew		Waterman, George B.
	Hall, Isaac Freeman		Webster, Francis E.
	Hamilton, Andrew Foster		Weekes, George LeRoy
	Hibbard, Charles E.		Wellman, Arthur Holbrook
	Hobbs, Clarence W., Jr.		Wheeler, William
	Hutchings, Henry M.		White, John A.
	Jones, George R.		Whittier, Eugene P.
	Kelley, George W.		Willett, George Franklin
	Kenefick, Thomas W.		Williams, Fred Homer
	Kilbon, John L.		Wing, Herbert
	Kinney, William S.		Wood, Charles J.
	Kneil, Arthur S.		

## NAYS.

Messrs.	Adams, Brooks	Messrs.	Batchelder, Albert W.
	Avery, Nathan P.		Bauer, Ralph S.
	Aylward, James F.		Begley, John S.
	Barrett, James T.		Bennett, Frank P.

Messrs. Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Coakley, Daniel H.  
 Coleman, George W.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Doran, James P.  
 Driscoll, Timothy J.  
 Feiker, William H.  
 Flaherty, William  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Glazier, Frederick P.  
 Good, John P.  
 Graumann, John  
 Green, Thomas H.  
 Hall, Frederick S.  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Keliher, John A.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Lane, Dwight F.  
 Langelier, Louis F. R.  
 Larson, Charles G.  
 Leboeuf, Telesphore  
 Lomasney, Martin M.

Messrs. Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, Joseph F.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigliano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Sparrell, Ernest H.  
 Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Talbot, Harry R.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.  
 Wonson, Carlton W.

141 yeas; 118 nays.

Therefore the motion of Mr. Churchill was adopted.

The question first came on the pending amendment, moved by Mr. Luce of Waltham, inserting after line 111 a new paragraph. Mr. Luce, — amendment.

After debate Mr. Luce, there being no objection, modified the paragraph so as to read as follows: —

"A proposed law shall delegate to an agency therein specified the power and duty of enacting provisions to effect the purpose of such law."

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After debate the question was put on the adoption of this amendment, and 68 members voted in the affirmative and 78 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Luce; and on the roll call 84 members voted in the affirmative and 169 in the negative, as follows:—

### YEAS.

Messrs. Adams, Scott	Messrs. Hale, Edward R.
Bailey, Charles O.	Hall, Frederick S.
Bangs, Francis R.	Hibbard, Charles E.
Barnes, Clarence A.	Jones, George R.
Barnes, George L.	Keneck, Thomas W.
Bartlett, Horace I.	Kinney, William S.
Bassett, Edmund	Kneil, Arthur S.
Bates, Sanford	Linke, Fred R.
Bennett, Frank P.	Look, William J.
Benton, Everett C.	Loring, Augustus P.
Blackmur, Paul R.	Luce, Robert
Bolster, Percy G.	Lynch, John C.
Bosworth, Henry H.	Mitchell, Charles
Boyer, Elmer E.	Montague, David T.
Brackett, John Q. A.	Morton, James M.
Brown, Samuel F.	Parker, George S.
Bryant, Lincoln	Parker, Herbert
Buck, Mahrice A.	Pillsbury, Albert E.
Buttrick, Allan G.	Powers, Samuel L.
Chandler, Leonard B.	Richardson, Edward A.
Chase, Mial W.	Shattuck, Josiah B.
Choate, Charles F., Jr.	Smith, Jerome S.
Churchill, George B.	Smith, Rutherford E.
Clapp, Robert P.	Stearns, Harry N.
Clark, Chester W.	Sullivan, Edmund G.
Coe, S. Hamilton	Sweeney, Edward A.
Collier, David R.	Sweet, Joseph L.
Collins, Samuel I.	Swig, Louis
Coogan, Clement F.	Thompson, Hubert C.
Coombs, Zelotes W.	Trefry, William D. T.
Crafts, Lyman A.	Underhill, Charles L.
Cusick, John F.	Washburn, Albert H.
Dale, George H.	Waterman, George B.
Delano, Robert T.	Webster, George P.
Doe, Orestes T.	Wellman, Arthur Holbrook
Farnsworth, Frank S.	Wheeler, William
Feiker, William H.	White, John A.
Ferrey, Irving D.	Whittier, Eugene P.
Foss, George H.	Willett, George Franklin
Gates, Joseph S.	Williams, Fred Homer
Gaylord, Henry E.	Wing, Herbert
Greenwood, Hamlet S.	Youngman, William S.

### NAYS.

Messrs. Adams, Brooks	Messrs. Bicknell, Wallace H.
Adams, Charles Francis	Bigney, Robert E.
Anderson, Frederick L.	Bodfish, John D. W.
Avery, Nathan P.	Boucher, Joseph Zoël
Aylward, James F.	Bouvé, Walter L.
Balch, Francis N.	Bowen, Patrick
Barrett, James T.	Brennan, James H.
Batchelder, Albert W.	Brine, Henry C.
Bauer, Ralph S.	Broderick, Patrick S.
Begley, John S.	Brown, E. Gerry
Bergengren, Roy F.	Bruce, Charles

<b>Messrs.</b>	<b>Bullock, William J.</b>	<b>Messrs.</b>	<b>Larson, Charles G.</b>
	<b>Burns, William A.</b>		<b>Leboeuf, Telesphore</b>
	<b>Burrell, Fred J.</b>		<b>Leonard, Joseph J.</b>
	<b>Butler, A. Webster</b>		<b>Lomasney, Martin M.</b>
	<b>Callahan, Timothy F.</b>		<b>Love, Joseph A.</b>
	<b>Carr, Edward</b>		<b>Lowell, James A.</b>
	<b>Clark, Ezra W.</b>		<b>Lyman, Frank E.</b>
	<b>Coakley, Daniel H.</b>		<b>MacMaster, Edward A.</b>
	<b>Codman, James M., Jr.</b>		<b>Maguire, James E.</b>
	<b>Coleman, George W.</b>		<b>Mahoney, John J.</b>
	<b>Corrigan, Robert S.</b>		<b>Mancovitz, David</b>
	<b>Costello, Francis M.</b>		<b>Mansfield, John J.</b>
	<b>Coughlan, William J.</b>		<b>Martin, Martin L.</b>
	<b>Creamer, Walter H.</b>		<b>McCarthy, Charles F.</b>
	<b>Creed, James F.</b>		<b>McCormack, John W.</b>
	<b>Crosby, J. Howell</b>		<b>McKeon, Francis P.</b>
	<b>Cummings, John W.</b>		<b>McLaud, Abner S.</b>
	<b>Chrtis, Edwin U.</b>		<b>Merriam, John M.</b>
	<b>Curtiss, Elmer L.</b>		<b>Merrill, George Frye</b>
	<b>Daly, John W.</b>		<b>Michelman, Joseph</b>
	<b>Davis, William R.</b>		<b>Mitchell, John</b>
	<b>Dean, Robert A.</b>		<b>Moore, Charles D. C.</b>
	<b>Delaney, Louis F.</b>		<b>Moran, William</b>
	<b>Dellinger, Raymond P.</b>		<b>Moriarty, James T.</b>
	<b>Derbyshire, James H.</b>		<b>Morrill, Charles H.</b>
	<b>Donnelly, James P.</b>		<b>Moynihan, James J.</b>
	<b>Donoghue, John A.</b>		<b>Murley, Joseph J.</b>
	<b>Donovan, James A.</b>		<b>Myron, John F.</b>
	<b>Donovan, Thomas F.</b>		<b>Nestor, Patrick F.</b>
	<b>Doran, James P.</b>		<b>Newhall, Arthur N.</b>
	<b>Dresser, Frank F.</b>		<b>Newton, H. Huestis</b>
	<b>Driscoll, Dennis D.</b>		<b>Nutting, Edward H.</b>
	<b>Driscoll, Timothy J.</b>		<b>O'Connell, John J.</b>
	<b>Dutch, Charles Frederick</b>		<b>O'Connell, John P.</b>
	<b>Ferry, James R.</b>		<b>O'Connell, Joseph F.</b>
	<b>Flaherty, William</b>		<b>Parkman, Henry</b>
	<b>Flynn, Maurice R.</b>		<b>Pelletier, Joseph C.</b>
	<b>Fraser, Eugene B.</b>		<b>Perry, Augustus W.</b>
	<b>French, Asa P.</b>		<b>Peterson, Patrick</b>
	<b>Frost, Archie N.</b>		<b>Putnam, Harry B.</b>
	<b>Gallagher, Daniel J.</b>		<b>Quincy, Josiah</b>
	<b>George, Samuel W.</b>		<b>Quinn, Timothy F.</b>
	<b>Giddings, Charles</b>		<b>Ray, Herbert L.</b>
	<b>Glazier, Frederick P.</b>		<b>Reidy, Michael J.</b>
	<b>Gleason, Nesbit G.</b>		<b>Richardson, James P.</b>
	<b>Good, John P.</b>		<b>Rieutord, Louis O.</b>
	<b>Graumann, John</b>		<b>Robbins, Edward J.</b>
	<b>Green, Thomas H.</b>		<b>Ross, Samuel</b>
	<b>Haines, Benjamin F.</b>		<b>Saunders, Amos T.</b>
	<b>Hale, Matthew</b>		<b>Sawyer, Roland D.</b>
	<b>Hall, Isaac Freeman</b>		<b>Scigliano, Alfred P.</b>
	<b>Hamilton, Andrew Foster</b>		<b>Shanahan, William J.</b>
	<b>Harding, Clarence W.</b>		<b>Shaw, Michael F.</b>
	<b>Harriman, Arthur N.</b>		<b>Shea, John T.</b>
	<b>Hobbs, Clarence W. Jr.</b>		<b>Sheehan, Christopher A.</b>
	<b>Hoitt, Augustus J.</b>		<b>Sherburne, Nelson</b>
	<b>Horgan, Francis J.</b>		<b>Sparrell, Ernest H.</b>
	<b>Hutchings, Henry M.</b>		<b>Stoneman, David</b>
	<b>Johnson, Charles R.</b>		<b>Sullivan, Joseph M.</b>
	<b>Keliher, John A.</b>		<b>Sullivan, Michael A.</b>
	<b>Kelley, George W.</b>		<b>Sullivan, William H.</b>
	<b>Kelly, Luke L.</b>		<b>Sullivan, William J.</b>
	<b>Kerr, Alexander</b>		<b>Tatman, Charles T.</b>
	<b>Kilbon, John L.</b>		<b>Theller, Ralph L.</b>
	<b>Lane, Dwight F.</b>		<b>Thompson, Edward</b>
	<b>Langelier, Louis F. R.</b>		<b>Thompson, John L.</b>

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<b>Messrs.</b>	Tilton, Rufus H. Turner, Joseph Twomey, John C. Walcott, Robert Walker, George Walker, Joseph Walsh, David I. Washburn, Charles G.	<b>Messrs.</b> Webster, Francis E. Whipple, Sherman L. Whitehead, James Wilson, William H. Winslow, Guy M. Wonson, Carlton W. Wood, Charles J.
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**84 yeas; 100 nays.**

Therefore the amendment was rejected.

**Mr. Luce, — amendment.** Mr. McAnarney of Quincy being in the chair, the question then came on the pending amendment, moved by Mr. Luce of Waltham, adding after line 120 the following paragraph: —

"If of the measures introduced into the general court by initiative petition in any one year, more than five fail of enactment by the general court, and the petitions relating to more than five are duly completed, the five [A] that received the larger votes of the senate and house of representatives combined, and no more, shall be submitted to the people at the next state election. The measures not so submitted shall be deemed to be introduced into the next session of the general court and pending in the house of representatives."

**Mr. Bates, — amendment.** After debate Mr. Bates of Boston moved that the amendment be amended by striking out, at "A", the words "that received the larger votes of the senate and house of representatives combined", and inserting in place thereof the words "on the petitions accompanying which appear the larger number of signatures of registered voters".

After further debate the amendment moved by Mr. Bates was rejected; and the amendment moved by Mr. Luce was rejected, by a vote of 76 to 100.

**Recess.**

At one o'clock, under the provisions of a standing order, the Chair (Mr. McAnarney) declared a recess until two o'clock; at which hour the Convention reassembled.

**Proposed evening session.**

Mr. Sawyer of Ware moved that, if the convention is in session at five o'clock P.M., the President shall declare a recess until seven o'clock this evening; and that, if the Convention is in session at nine o'clock P.M., the President shall declare adjournment.

**Quorum.**

The same member doubted the presence of a quorum; and the Chair (Mr. McAnarney) requested the Sergeant-at-Arms to secure the attendance of a quorum.

Soon afterwards Mr. Edwin U. Curtis of Boston moved that the roll of the Convention be called, to ascertain if a quorum was present; and this motion prevailed.

The roll was called; and 230 members answered to their names, as follows: —

<b>Messrs.</b> Adams, Brooks Adams, Charles Francis Adams, Scott Adams, Smith J. Anderson, Frederick L.
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<b>Messrs.</b> Avery, Nathan P. Ayward, James F. Bailey, Charles O. Ballantyne, John Bangs, Francis R.
--

THURSDAY, NOVEMBER 8, 1917.

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Messrs. Barnes, George L.	Messrs. Donnelly, James P.
Bartlett, Horace I.	Donoghue, John A.
Bassett, Edmund	Donovan, Daniel R.
Batchelder, Albert W.	Donovan, James A.
Bauer, Ralph S.	Donovan, Thomas F.
Begley, John S.	Doran, James P.
Bennett, Frank P.	Dresser, Frank F.
Bergengren, Roy F.	Driscoll, Dennis D.
Besse, Harold A.	Dutch, Charles Frederick
Bicknell, Wallace H.	Farnsworth, Frank S.
Bigney, Robert E.	Feiker, William H.
Blackmur, Paul R.	Ferrey, Irving D.
Bodfish, John D. W.	Ferry, James R.
Bosworth, Henry H.	Finn, E. Philip
Boucher, Joseph Zoël	Flaherty, William
Bowen, Patrick	Flynn, Maurice R.
Boyden, Frank L.	Foss, George H.
Boyer, Elmer E.	Fraser, Eugene B.
Brackett, John Q. A.	French, Ass P.
Brennan, James H.	Frost, Archie N.
Broderick, Patrick S.	Gallagher, Daniel J.
Brown, E. Gerry	Garland, Francis P.
Brown, Samuel F.	Gartland, John J.
Bruce, Charles	Gates, Joseph S.
Bryant, Lincoln	Gaylord, Henry E.
Buck, Maurice A.	George, Samuel W.
Bullock, William J.	Giddings, Charles
Burns, William A.	Glazier, Frederick P.
Butler, A. Webster	Gleason, Nesbit G.
Buttrick, Allan G.	Good, John P.
Callahan, Timothy F.	Graumann, John
Carr, Edward	Green, Thomas H.
Chase, Mial W.	Greenwood, Hamlet S.
Choate, Charles F., Jr.	Hale, Matthew
Churchill, George B.	Hall, Frederick S.
Clapp, Robert P.	Hall, Isaac Freeman
Clark, Chester W.	Hamilton, Andrew Foster
Clark, Ezra W.	Harding, Clarence W.
Codman, James M., Jr.	Harriman, Arthur N.
Coe, S. Hamilton	Hibbard, Charles E.
Coleman, George W.	Hobbs, Clarence W., Jr.
Collier, David R.	Hoitt, Augustus J.
Collins, Samuel I.	Hutchings, Henry M.
Coogan, Clement F.	Johnson, Charles R.
Cook, Benjamin A.	Jones, George R.
Cook, Rufus H.	Kelley, George W.
Corrigan, Robert S.	Kenefick, Thomas W.
Costello, Francis M.	Kerr, Alexander
Coughlan, William J.	Kilbon, John L.
Crafts, Lyman A.	Kinney, William S.
Creamer, Walter H.	Kneil, Arthur S.
Creed, James F.	Lane, Dwight F.
Crosby, J. Howell	Langelier, Louis F. R.
Cummings, John W.	Larson, Charles G.
Curtis, Edwin U.	Leboeuf, Telesphore
Cusick, John F.	Leonard, Joseph J.
Dale, George H.	Linke, Fred R.
Daley, Peter	Lomasney, Martin M.
Daly, John W.	Look, William J.
Davis, Elbridge G.	Loring, Augustus P.
Davis, William R.	Love, Joseph A.
Dean, Robert A.	Lowell, James A.
Delaney, Louis F.	Luce, Robert
Delano, Robert T.	Lummus, Henry T.
Dellinger, Raymond P.	Lyman, Frank E.
Derbyshire, James H.	Lynch, John C.

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Messrs. Maguire, James E.	Messrs. Scigliano, Alfred P.
Mahoney, John J.	Shanahan, William J.
Mansfield, John J.	Shattuck, Josiah B.
Martin, Martin L.	Shaw, Michael F.
McAnarney, John W.	Shea, John T.
McCarthy, Charles F.	Sheehan, Christopher A.
McCormack, John W.	Sherburne, Nelson
McKeon, Francis P.	Smith, Jerome S.
McLaud, Abner S.	Sparrell, Ernest H.
Merriam, John M.	Stearns, Harry N.
Merrill, George Frye	Sullivan, Edmund G.
Mitchell, Charles	Sullivan, Joseph M.
Montague, David T.	Sullivan, Michael A.
Moore, Charles D. C.	Sullivan, William H.
Moran, William	Sweeney, Edward A.
Morrill, Charles H.	Sweet, Joseph L.
Morton, James M.	Swig, Louis
Moynihan, James J.	Tatman, Charles T.
Murley, Joseph J.	Thompson, Edward
Myron, John F.	Thompson, Hubert C.
Nestor, Patrick F.	Thompson, John L.
Newhall, Arthur N.	Tilton, Rufus H.
Newton, H. Huestis	Turner, Joseph
Nutting, Edward H.	Underhill, Charles L.
O'Connell, John J.	Walker, George
O'Connell, John P.	Walker, Joseph
O'Connell, Joseph F.	Walsh, David I.
Parker, George S.	Washburn, Albert H.
Parker, Herbert	Washburn, Charles G.
Parkman, Henry	Waterman, George B.
Peirce, Albion G.	Webster, Francis E.
Peterson, Patrick	Webster, George P.
Pillsbury, Albert E.	Wellman, Arthur Holbrook
Powers, Samuel L.	Wheeler, William
Quincy, Josiah	Whipple, Sherman L.
Quinn, Timothy F.	White, John A.
Ray, Herbert L.	Whitehead, James
Richardson, Edward A.	Whittier, Eugene P.
Richardson, James P.	Williams, Fred Homer
Rieutord, Louis O.	Wilson, William H.
Robbins, Edward J.	Wing, Herbert
Ross, Samuel	Winslow, Guy M.
Saunders, Amos T.	Wonson, Carlton W.
Sawyer, Roland D.	Wood, Charles J.

Therefore it appeared that a quorum was then present.

After debate the foregoing motion of Mr. Sawyer was rejected.

The question next came on the pending amendment, moved by Mr. Luce of Waltham, inserting after line 143 a new paragraph.

After debate Mr. Quincy of Boston moved that the amendment be amended by substituting, for the words proposed to be inserted, the following paragraphs: —

"The provisions of a constitutional amendment approved at any election shall apply to any law approved at the same election in the same manner as if such amendment had been in force prior to such election.

"The general court by resolve passed as aforesaid may provide for grouping and designating upon the ballot either as conflicting measures or as alternative measures, only one of which is to be adopted, any two or more proposed constitutional amendments, or any two or more proposed laws, which have been or may be

Mr. Quincy, —  
amendment.

passed or qualified for submission to the people at any one election, under the provisions of this amendment or otherwise: *provided*, that a proposed constitutional amendment and a proposed law shall not in any case be so grouped, and that the ballot shall afford an opportunity to the voter to vote for each of the measures or for only one of the measures, as may be provided in said resolve, or against each of the measures so grouped as conflicting or as alternatives. In case more than one of the measures so grouped shall receive the vote required for its approval as herein provided, only that one of the same for which the largest affirmative vote was cast shall be deemed to be approved."

After further debate the amendment moved by Mr. Quincy was adopted, by a vote of 106 to 64; and the amendment of Mr. Luce, as thus amended, was adopted.

Mr. Dennis D. Driscoll of Boston then moved that the resolution be amended by striking out, in lines 199 and 200, and in lines 289, 290 and 291, the words "and no law relating to religion, religious practices or religious institutions".

The question next came on the pending amendment, moved by Mr. Luce of Waltham, inserting after the word "commonwealth", in line 198, the words ", or to an individual, association, or corporation".

After debate the question was put, and 112 members voted in the affirmative and 99 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 124 members voted in the affirmative and 132 in the negative, as follows: —

#### YEAS.

Messrs. Adams, Brooks	Messrs. Clapp, Robert P.
Adams, Charles Francis	Clark, Chester W.
Adams, Scott	Codman, James M., Jr.
Bailey, Charles O.	Coe, S. Hamilton
Balch, Francis N.	Collier, David R.
Ballantyne, John	Collins, Samuel I.
Bangs, Francis R.	Coogan, Clement F.
Barnes, Clarence A.	Cook, Benjamin A.
Barnes, George L.	Cook, Rufus H.
Bartlett, Horace I.	Crafts, Lyman A.
Bassett, Edmund	Crosby, J. Howell
Besse, Harold A.	Curtis, Edwin U.
Bicknell, Wallace H.	Cusick, John F.
Blackmur, Paul R.	Dale, George H.
Bosworth, Henry H.	Davis, Elbridge G.
Bouvé, Walter L.	Davis, William R.
Boyden, Frank L.	Dellinger, Raymond P.
Boyer, Elmer E.	Doe, Orestes T.
Brackett, John Q. A.	Dresser, Frank F.
Brown, Samuel F.	Dutch, Charles Frederick
Bruce, Charles	Farnsworth, Frank S.
Bryant, Lincoln	Feiker, William H.
Buck, Maurice A.	Ferrey, Irving D.
Burns, William A.	Ferry, James R.
Buttrick, Allan G.	Foss, George H.
Chase, Mial W.	Fraser, Eugene B.
Choate, Charles F., Jr.	French, Asa P.
Churchill, George B.	Gates, Joseph S.

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<b>Messrs.</b>	<b>Gaylord, Henry E.</b>	<b>Messrs.</b>	<b>Pillsbury, Albert E.</b>
	<b>George, Samuel W.</b>		<b>Powers, Samuel L.</b>
	<b>Giddings, Charles</b>		<b>Putnam, Harry B.</b>
	<b>Gleason, Nesbit G.</b>		<b>Reidy, Michael J.</b>
	<b>Graumann, John</b>		<b>Richardson, Edward A.</b>
	<b>Greenwood, Hamlet S.</b>		<b>Richardson, James P.</b>
	<b>Hale, Edward R.</b>		<b>Robbins, Edward J.</b>
	<b>Hall, Elisha S.</b>		<b>Saunders, Amos T.</b>
	<b>Hall, Isaac Freeman</b>		<b>Smith, Jerome S.</b>
	<b>Hamilton, Andrew Foster</b>		<b>Smith, Rutherford E.</b>
	<b>Hibbard, Charles E.</b>		<b>Stearns, Harry N.</b>
	<b>Hobbe, Clarence W., Jr.</b>		<b>Stoneman, David</b>
	<b>Hutchings, Henry M.</b>		<b>Sullivan, Edmund G.</b>
	<b>Kelley, George W.</b>		<b>Sweeney, Edward A.</b>
	<b>Kenefick, Thomas W.</b>		<b>Sweet, Joseph L.</b>
	<b>Kinney, William S.</b>		<b>Tatman, Charles T.</b>
	<b>Kneil, Arthur S.</b>		<b>Thompson, Hubert C.</b>
	<b>Lane, Daniel W.</b>		<b>Thompson, John L.</b>
	<b>Linke, Fred R.</b>		<b>Tilton, Rufus H.</b>
	<b>Look, William J.</b>		<b>Trefry, William D. T.</b>
	<b>Loring, Augustus P.</b>		<b>Turner, Joseph</b>
	<b>Lowell, James A.</b>		<b>Underhill, Charles L.</b>
	<b>Luce, Robert</b>		<b>Walcott, Robert</b>
	<b>Lufkin, Willfred W.</b>		<b>Washburn, Charles G.</b>
	<b>Lummus, Henry T.</b>		<b>Weekes, George LeRoy</b>
	<b>Lyman, Frank E.</b>		<b>Wellman, Arthur Holbrook</b>
	<b>Merriam, John M.</b>		<b>Wheeler, William</b>
	<b>Mitchell, Charles</b>		<b>White, John A.</b>
	<b>Montague, David T.</b>		<b>Whittier, Eugene P.</b>
	<b>Moore, Charles D. C.</b>		<b>Willett, George Franklin</b>
	<b>Morton, James M.</b>		<b>Williams, Fred Homer</b>
	<b>Parker, George S.</b>		<b>Wilson, William H.</b>
	<b>Parker, Herbert</b>		<b>Wing, Herbert</b>
	<b>Parkman, Henry</b>		<b>Wood, Charles J.</b>

**NAYS.**

<b>Messrs.</b>	<b>Adams, Smith J.</b>	<b>Messrs.</b>	<b>Creed, James F.</b>
	<b>Avery, Nathan P.</b>		<b>Cummings, John W.</b>
	<b>Aylward, James F.</b>		<b>Daly, John W.</b>
	<b>Barrett, James T.</b>		<b>Dean, Robert A.</b>
	<b>Batchelder, Albert W.</b>		<b>Delaney, Louis F.</b>
	<b>Bates, Sanford</b>		<b>Delano, Robert T.</b>
	<b>Bauer, Ralph S.</b>		<b>Derbyshire, James H.</b>
	<b>Begley, John S.</b>		<b>Donnelly, James P.</b>
	<b>Bennett, Frank P.</b>		<b>Donoghue, John A.</b>
	<b>Bergengren, Roy F.</b>		<b>Donovan, Daniel R.</b>
	<b>Bigney, Robert E.</b>		<b>Donovan, James A.</b>
	<b>Bodfish, John D. W.</b>		<b>Donovan, Thomas F.</b>
	<b>Boucher, Joseph Zoël</b>		<b>Doran, James P.</b>
	<b>Bowen, Patrick</b>		<b>Driscoll, Dennis D.</b>
	<b>Boynton, Thomas J.</b>		<b>Driscoll, Timothy J.</b>
	<b>Brennan, James H.</b>		<b>Finn, E. Philip</b>
	<b>Brine, Henry C.</b>		<b>Flynn, Maurice R.</b>
	<b>Broderick, Patrick S.</b>		<b>Gallagher, Daniel J.</b>
	<b>Brown, E. Gerry</b>		<b>Garland, Francis P.</b>
	<b>Bullock, William J.</b>		<b>Gartland, John J.</b>
	<b>Burrell, Fred J.</b>		<b>Glasier, Frederick P.</b>
	<b>Butler, A. Webster</b>		<b>Good, John P.</b>
	<b>Callahan, Timothy F.</b>		<b>Green, Thomas H.</b>
	<b>Carr, Edward</b>		<b>Hale, Matthew</b>
	<b>Clark, Ezra W.</b>		<b>Hall, Frederick S.</b>
	<b>Coleman, George W.</b>		<b>Harding, Clarence W.</b>
	<b>Corrigan, Robert S.</b>		<b>Harriman, Arthur N.</b>
	<b>Costello, Francis M.</b>		<b>Hart, Albert Bushnell</b>
	<b>Coughlan, William J.</b>		<b>Hoitt, Augustus J.</b>
	<b>Creamer, Walter H.</b>		<b>Horgan, Francis J.</b>

Messrs. Jones, George R.  
 Keliher, John A.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Lane, Dwight F.  
 Langelier, Louis F. R.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.

Messrs. O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Perry, Augustus W.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Riutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigliano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Sparrell, Ernest H.  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.  
 Wonson, Carlton W.

124 yeas; 132 nays.

Therefore the amendment was rejected.

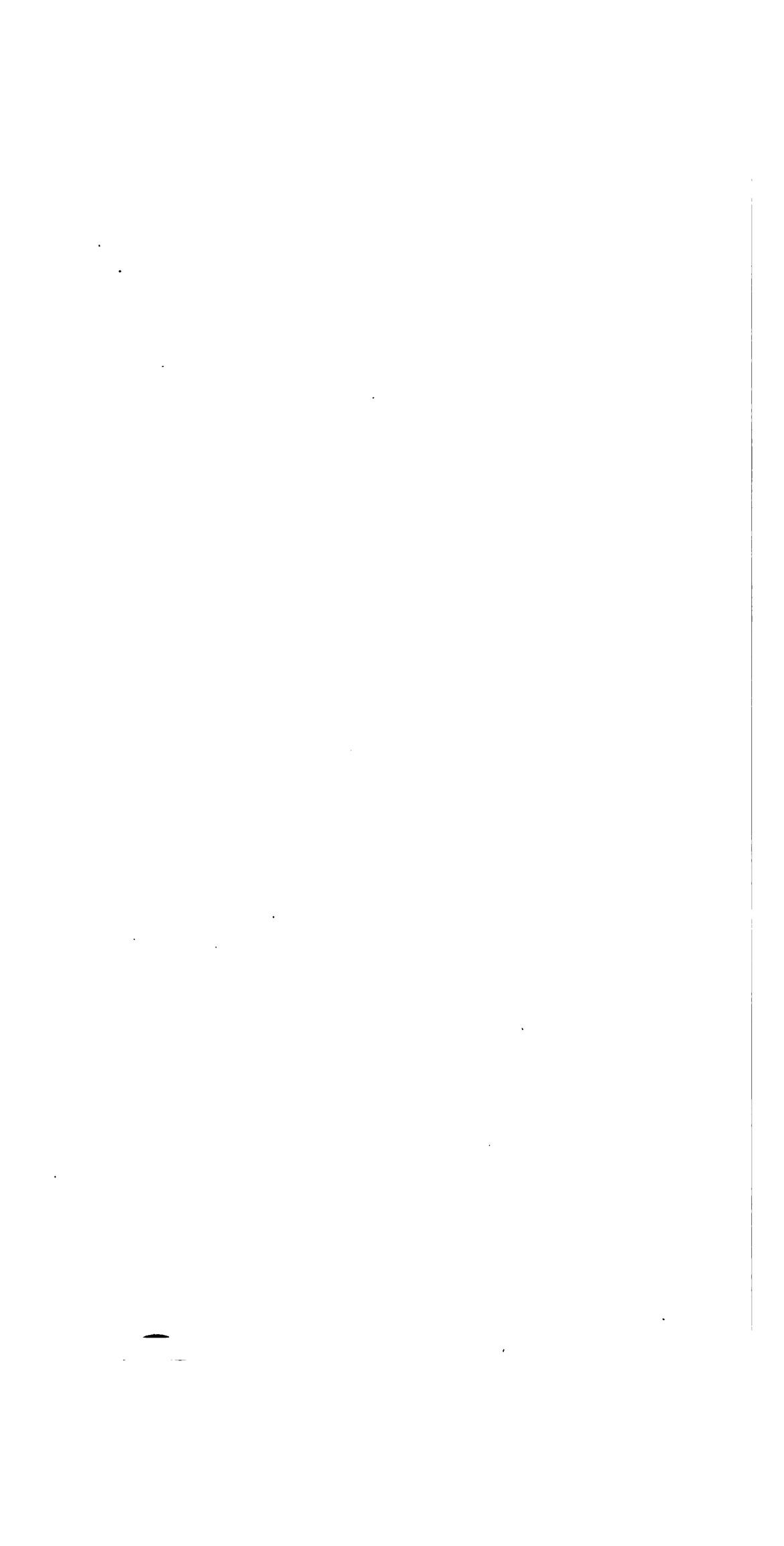
Mr. O'Connell of Boston moved that the resolution be amended by striking out, in lines 203 to 208, inclusive, the following paragraph: —

"No law or amendment to the constitution relating to the appointment, qualification, tenure, or removal or compensation of judges; or relating to the recall of judges or judicial decisions; or relating to the powers, creation or abolition of courts, shall be the subject of such initiative petition."

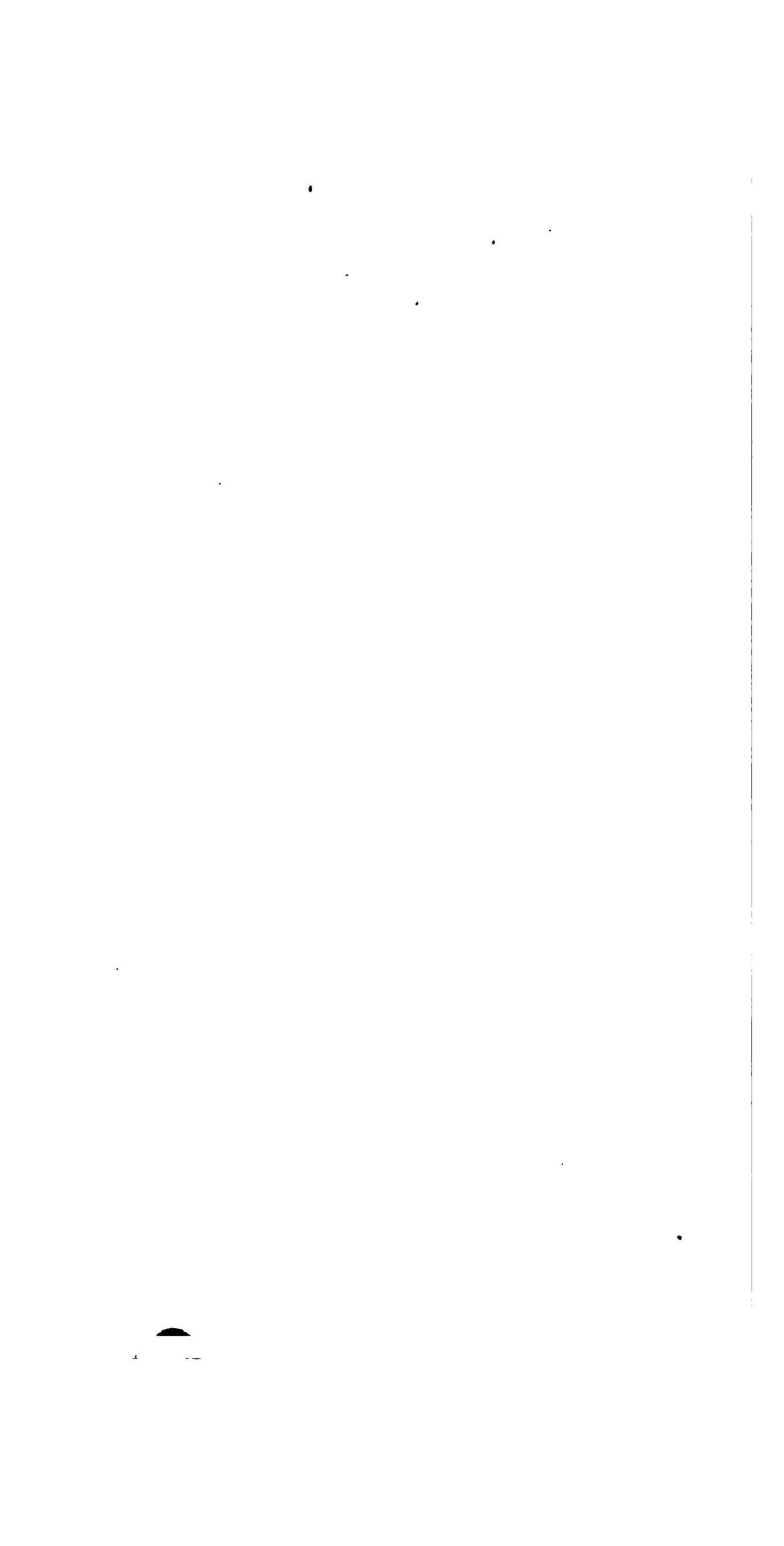
Mr. Bennett of Saugus then moved that the vote be reconsidered by which the foregoing amendment of line 198, moved by Mr. Luce, was rejected.

Mr. Underhill of Somerville moved that the Convention adjourn; and this motion was adopted, by a vote of 104 to 68.

Accordingly, at two minutes before four o'clock (Mr. McAnarney of Quincy being in the chair), the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.







# JOURNAL OF THE CONVENTION.

FRIDAY, November 9, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

## *Leave of Absence.*

On motion of Mr. Buttrick of Lancaster, —

Voted, That Mr. Besse of Newburyport be granted leave of <sup>Harold A.</sup> ~~Besse.~~ absence, under Rule 13, on account of illness.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to provide for establishing the popular initiative and referendum (Doc. No. 367), being the unfinished business of the last session, was considered further, the main question being on ordering it to a third reading.

Mr. Bennett of Saugus asked unanimous consent to withdraw his pending motion that the vote be reconsidered by which the Convention, at the last session, rejected the amendment inserting after the word "commonwealth", in line 198, the words ", or to an individual, association, or corporation". Motion to reconsider.

Objection was made by Mr. Luce of Waltham.

Mr. Bennett then asked for a count of the Convention to ascertain if a quorum was present. A count showed that 161 members were present.

After debate the question was put on the motion to reconsider, and 110 members voted in the affirmative and 99 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 124 members voted in the affirmative and 148 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Banga, Francis R.  
Barker, Warren S.  
Bartlett, Horace I.  
Bassett, Edmund  
Blackmur, Paul R.  
Bolster, Percy G.  
Bouve, Walter L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Brooks, George F.  
Brown, Samuel F.

Messrs. Bruce, Charles  
Buck, Maurice A.  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Charbonneau, Henry V.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.

## JOURNAL OF THE CONVENTION,

Messrs.	Coogan, Clement F. Cook, Benjamin A. Cook, Rufus H. Coombs, Zelotes W. Cox, Guy W. Crafts, Lyman A. Crosby, J. Howell Crossley, William Cyril Curtis, Edwin U. Cusick, John F. Dale, George H. Davis, Elbridge G. Davis, William R. Doe, Orestes T. Dresser, Frank F. Dutch, Charles Frederick Farnsworth, Frank S. Feiker, William H. Ferrey, Irving D. Ferry, James R. Fisher, Edward Fraser, Eugene B. French, Asa P. Gates, Joseph S. Gaylord, Henry E. George, Samuel W. Giddings, Charles Gleason, Nesbit G. Graumann, John Greenwood, Hamlet S. Hale, Edward R. Hall, Elisha S. Hall, Isaac Freeman Hamilton, Andrew Foster Hibbard, Charles E. Hobbs, Clarence W., Jr. Hutchings, Henry M. Kelley, George W. Kenefick, Thomas W. Kinney, William S. Kneil, Arthur S. Lane, Daniel W. Linke, Fred R. Look, William J. Loring, Augustus P. Lowe, Arthur H. Lowell, James A.	Messrs.	Luce, Robert Lummus, Henry T. Lyman, Frank E. Merriam, John M. Mitchell, Charles Montague, David T. Moore, Charles D. C. Morton, James M. Parker, Herbert Parkman, Henry Pillsbury, Albert E. Powers, Samuel L. Putnam, Harry B. Richardson, Edward A. Richardson, James P. Robbins, Edward J. Robinson, George H. Saunders, Amos T. Shattuck, Josiah B. Smith, Jerome S. Smith, Rutherford E. Stearns, Harry N. Stoneman, David Sullivan, Edmund G. Sweeney, Edward A. Sweet, Joseph L. Tatman, Charles T. Thompson, Hubert C. Thompson, John L. Tilton, Rufus H. Trefry, William D. T. Turner, Joseph Underhill, Charles L. Walcott, Robert Washburn, Charles G. Waterman, George B. Weekes, George LeRoy Wellman, Arthur Holbrook Wheeler, William White, John A. Whittier, Eugene P. Willett, George Franklin Williams, Fred Homer Wilson, William H. Wing, Herbert Wood, Charles J. Youngman, William S.
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## NAYS.

Messrs.	Adams, Brooks Adams, Smith J. Anderson, Frederick L. Anderson, George W. Avery, Nathan P. Aylward, James F. Barrett, James T. Batchelder, Albert W. Bates, Sanford Bauer, Ralph S. Begley, John S. Bennett, Frank P. Bicknell, Wallace H. Bigney, Robert E. Bodfish, John D. W. Boucher, Joseph Zoël Bowen, Patrick	Messrs.	Boynton, Thomas J. Brennan, James H. Brine, Henry C. Broderick, Patrick S. Brown, E. Gerry Bullock, William J. Butler, A. Webster Callahan, Timothy F. Carr, Edward Clark, Ezra W. Coleman, George W. Cooney, Charles P. Corrigan, Robert S. Coughlan, William J. Creamer, Walter H. Creed, James F. Cummings, John W.
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**Messrs.** Curtis, Arthur B.  
 Curtiss, Elmer L.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Delano, Robert T.  
 Dillingler, Raymond P.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Frost, Archie N.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Glazier, Frederick P.  
 Good, John P.  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hale, Matthew  
 Hall, Frederick S.  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hart, Albert Bushnell  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Johnson, Charles R.  
 Jones, George R.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Langelier, Louis F. R.  
 Larson, Charles G.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.

**Messrs.** Martin, Martin L.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigiano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sherburne, Nelson  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.  
 Wonson, Carlton W.

124 yeas; 148 nays.

Therefore the Convention refused to reconsider.

On the question on the adoption of the pending amendment Mr. Walker,  
 of lines 75 to 78, inclusive, moved by Mr. Walker of Brookline,  
 the sense of the Convention was taken by yeas and nays, at the — amendment.

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request of that member; and on the roll call 147 members voted in the affirmative and 137 in the negative, as follows:—

YEAS.	
Messrs. Adams, Brooks	Haines, Benjamin F.
Adams, Smith J.	Hale, Matthew
Anderson, Frederick L.	Harding, Clarence W.
Anderson, George W.	Harriman, Arthur N.
Avery, Nathan P.	Harrington, Patrick H.
Aylward, James F.	Hart, Albert Bushnell
Barrett, James T.	Hicks, George H.
Batchelder, Albert W.	Hoitt, Augustus J.
Bauer, Ralph S.	Johnson, Charles R.
Begley, John S.	Keliher, John A.
Bennett, Frank P.	Kelley, Thomas R.
Bergengren, Roy F.	Kelly, Luke L.
Bigney, Robert E.	Kenny, Herbert A.
Bodfish, John D. W.	Kerr, Alexander
Boucher, Joseph Zoël	Kilbon, John L.
Bowen, Patrick	Lane, Dwight F.
Boynton, Thomas J.	Langelier, Louis F. R.
Brennan, James H.	Larson, Charles G.
Brennan, James J.	Leboeuf, Telesphore
Brine, Henry C.	Leonard, Joseph J.
Broderick, Patrick S.	Lomasney, Martin M.
Brown, E. Gerry	Love, Joseph A.
Bruce, Charles	Lynch, John C.
Bullock, William J.	MacMaster, Edward A.
Burrell, Fred J.	Maguire, James E.
Butler, A. Webster	Mahoney, John J.
Callahan, Timothy F.	Mancovitz, David
Carr, Edward	Mansfield, John J.
Clark, Ezra W.	Martin, Martin L.
Coleman, George W.	McAnarney, John W.
Cooney, Charles P.	McCarthy, Charles F.
Corrigan, Robert S.	McCormack, John W.
Coughlan, William J.	McIsaac, Daniel V.
Creamer, Walter H.	McKeon, Francis P.
Creed, James F.	McLaud, Abner S.
Cummings, John W.	Merrill, George Frye
Daley, Peter	Mitchell, John
Daly, John W.	Moran, William
Dean, Robert A.	Moriarty, James T.
Delaney, Louis F.	Morrill, Charles H.
Derbyshire, James H.	Moynihan, James J.
Donnelly, James P.	Murley, Joseph J.
Donoghue, John A.	Myron, John F.
Donovan, Daniel R.	Nestor, Patrick F.
Donovan, James A.	Newhall, Arthur N.
Donovan, Thomas F.	Newton, H. Huestis
Doran, James P.	Nutting, Edward H.
Douglass, John J.	O'Connell, John J.
Driscoll, Dennis D.	O'Connell, John P.
Driscoll, Timothy J.	O'Connell, Joseph F.
Finn, E. Philip	O'Connor, John D.
Flaherty, William	Peirce, Albion G.
Flye, Louis Edwin	Pelletier, Joseph C.
Flynn, Maurice R.	Perry, Augustus W.
Frost, Archie N.	Peterson, Patrick
Gallagher, Daniel J.	Quincy, Josiah
Garland, Francis P.	Quinn, Timothy F.
Glazier, Frederick P.	Ray, Herbert L.
Good, John P.	Rieutord, Louis O.
Graumann, John	Ross, Samuel
Green, Thomas H.	Sawyer, Roland D.

**Messrs.** Scigiano, Alfred P.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Sullivan, Joseph M.  
Sullivan, Michael A.  
Sullivan, William H.  
Sullivan, William J.  
Swig, Louis  
Talbot, Harry R.  
Theller, Ralph L.

**Messrs.** Thompson, Edward  
Twomey, John C.  
Walker, George  
Walker, Joseph  
Walsh, David I.  
Washburn, Albert H.  
Webster, Francis E.  
Webster, George P.  
Whipple, Sherman L.  
Whitehead, James  
Winslow, Guy M.  
Wonson, Carlton W.

**NAYS.**

**Messrs.** Adams, Charles Francis  
Adams, Scott  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, Clarence A.  
Bartlett, Horace I.  
Bassett, Edmund  
Bates, Sanford  
Bicknell, Wallace H.  
Blackmur, Paul R.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Brooks, George F.  
Brown, Samuel F.  
Buck, Maurice A.  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Charbonneau, Henry V.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zeletes W.  
Cox, Guy W.  
Crafts, Lyman A.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Arthur B.  
Curtis, Edwin U.  
Curtiss, Elmer L.  
Cusick, John F.  
Dale, George H.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Dellinger, Raymond P.

**Messrs.** Doe, Orestes T.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.  
Ferrey, Irving D.  
Ferry, James R.  
Fisher, Edward  
Foss, George H.  
Fraser, Eugene B.  
French, Asa P.  
Gates, Joseph S.  
Gaylord, Henry E.  
George, Samuel W.  
Giddings, Charles  
Gleason, Nesbit G.  
Greenwood, Hamlet S.  
Hale, Edward R.  
Hall, Elisha S.  
Hall, Frederick S.  
Hall, Isaac Freeman  
Hamilton, Andrew Foster  
Hibbard, Charles E.  
Hobbs, Clarence W., Jr.  
Hutchings, Henry M.  
Jones, George R.  
Kelley, George W.  
Kenefick, Thomas W.  
Kinney, William S.  
Kneil, Arthur S.  
Lane, Daniel W.  
Linke, Fred R.  
Look, William J.  
Loring, Augustus P.  
Lowe, Arthur H.  
Lowell, James A.  
Luce, Robert  
Lummus, Henry T.  
Lyman, Frank E.  
Merriam, John M.  
Michelman, Joseph  
Mitchell, Charles  
Montague, David T.  
Moore, Charles D. C.  
Morton, James M.  
Parker, George S.  
Parker, Herbert  
Parkman, Henry  
Pillsbury, Albert E.  
Powers, Samuel L.  
Putnam, Harry B.

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Messrs. Reidy, Michael J.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.

Messrs. Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Charles G.  
 Waterman, George B.  
 Weeks, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wilson, William H.  
 Wing, Herbert  
 Wood, Charles J.  
 Youngman, William S.

147 yeas; 137 nays.

Therefore the amendment was adopted, as follows: —

Striking out, in lines 75 to 78, inclusive, the words "Provided, however, that no amendment annulling, abrogating or repealing the provisions of the declaration of rights shall be the subject of an initiative or executive petition."

Mr. Walker,  
—amendment.

On the question on the adoption of the pending amendments of lines 81, 82, 83, 84, 94, 95 and 96, moved by Mr. Walker of Brookline, the sense of the Convention was taken by yeas and nays, at the request of that member; and on the roll call 144 members voted in the affirmative and 138 in the negative, as follows: —

## YEAS.

Messrs. Adams, Brooks  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Anderson, George W.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Coleman, George W.

Messrs. Cooney, Charles P.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Curtis, Arthur B.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Glazier, Frederick P.  
 Good, John P.

**Messrs.** Graumann, John  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hale, Edward R.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Johnson, Charles R.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Larson, Charles G.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.

**Messrs.** Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Pelletier, Joseph C.  
 Perry, Augustus W.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigliano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.  
 Wonson, Carlton W.

**NAYS.**

**Messrs.** Adams, Charles Francis  
 Adams, Scott  
 Avery, Nathan P.  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barker, Warren S.  
 Barnes, Clarence A.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Bates, Sanford  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Brown, Samuel F.  
 Bruce, Charles

**Messrs.** Buck, Maurice A.  
 Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crosby, J. Howell

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<b>Messrs.</b> Crossley, William Cyril	<b>Messrs.</b> Lyman, Frank E.
Curtis, Edwin U.	McAnarney, John W.
Curtiss, Elmer L.	Merriam, John M.
Cusick, John F.	Mitchell, Charles
Dale, George H.	Montague, David T.
Davis, Elbridge G.	Moore, Charles D. C.
Davis, William R.	Morton, James M.
Delano, Robert T.	Parker, George S.
Dillingler, Raymond P.	Parker, Herbert
Doe, Orestes T.	Parkman, Henry
Dresser, Frank F.	Peirce, Albion G.
Dutch, Charles Frederick	Pillsbury, Albert E.
Farnsworth, Frank S.	Powers, Samuel L.
Faiker, William H.	Putnam, Harry B.
Ferrey, Irving D.	Reidy, Michael J.
Ferry, James R.	Richardson, Edward A.
Fisher, Edward	Richardson, James P.
Foss, George H.	Robbins, Edward J.
Fraser, Eugene B.	Robinson, George H.
French, Asa P.	Saunders, Amos T.
Frost, Archie N.	Shattuck, Josiah B.
Gates, Joseph S.	Smith, Jerome S.
Gaylord, Henry E.	Smith, Rutherford E.
George, Samuel W.	Stearns, Harry N.
Giddings, Charles	Stoneman, David
Gleason, Nesbit G.	Sullivan, Edmund G.
Greenwood, Hamlet S.	Sweeney, Edward A.
Hall, Elisha S.	Sweet, Joseph L.
Hall, Frederick S.	Tatman, Charles T.
Hall, Isaac Freeman	Thompson, Hubert C.
Hamilton, Andrew Foster	Thompson, John L.
Hart, Albert Bushnell	Tilton, Rufus H.
Hibbard, Charles E.	Trefry, William D. T.
Hobbs, Clarence W., Jr.	Turner, Joseph
Hutchings, Henry M.	Underhill, Charles L.
Jones, George R.	Walcott, Robert
Kelley, George W.	Washburn, Albert H.
Kenefick, Thomas W.	Washburn, Charles G.
Kinney, William S.	Waterman, George B.
Kneil, Arthur S.	Weeks, George LeRoy
Lane, Daniel W.	Wellman, Arthur Holbrook
Langelier, Louis F. R.	Wheeler, William
Linke, Fred R.	White, John A.
Loring, Augustus P.	Whittier, Eugene P.
Lowe, Arthur H.	Willett, George Franklin
Lowell, James A.	Williams, Fred Homer
Luce, Robert	Wing, Herbert
Lummus, Henry T.	Wood, Charles J.

144 yeas; 138 nays.

Therefore the amendments were adopted, as follows:—

**Mr. Walker,  
—amendments.** Striking out, in line 81, the words "four per cent of the", and inserting in place thereof the words "twenty thousand"; striking out, in lines 82, 83 and 84, the words "calculated upon the whole number of votes cast for governor at the last preceding election,"; striking out, in line 94, the words "one per cent", and inserting in place thereof the words "five thousand signatures"; and striking out, in lines 95 and 96, the words "calculated upon the whole number of votes cast for governor at the last preceding election,".

The following amendment, previously moved by Mr. Walker <sup>Mr. Walker,  
—amendment.</sup> of Brookline, was then adopted: —

Adding after the word "petition", in line 202, the words " : *provided*, that, if a law approved by the people is not repealed, the general court shall raise by taxation or otherwise and shall appropriate such money as may be necessary to carry such law into effect".

The following amendments, previously moved by Mr. Walker, <sup>Id.</sup> were adopted, by a vote of 144 to 93: —

Striking out, in lines 211, 243 and 271, the word "sixty", and inserting in place thereof, in each instance, the word "ninety".

The following amendment, previously moved by Mr. Walker, <sup>Id.</sup> was adopted, as follows: —

Inserting after the word "*provided*", in line 225, the words " , that the governor may, at any time before the election at which it is to be submitted to the people on referendum, declare any law to be an emergency measure hereunder by filing with the secretary of the commonwealth a statement setting forth the facts constituting the emergency, and that in his opinion the immediate preservation of the public peace, health, safety or convenience require that such law should go into operation forthwith, then such law, if not previously suspended as hereinafter provided, shall take effect without suspension, or if such law has been so suspended such suspension shall thereupon terminate and such law shall thereupon go into effect: and *provided, further*".

The question was next put on the adoption of the pending <sup>Id.</sup> amendments of lines 309, 310 and 318, moved by Mr. Walker, and 142 members voted in the affirmative and 107 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Churchill of Amherst; and on the roll call 163 members voted in the affirmative and 119 in the negative, as follows: —

#### YEAS.

Measrs. Adams, Brooks	Messrs. Brine, Henry C.
Adams, Smith J.	Broderick, Patrick S.
Anderson, Frederick L.	Brown, E. Gerry
Anderson, George W.	Bullock, William J.
Avery, Nathan P.	Burrell, Fred J.
Aylward, James F.	Butler, A. Webster
Barrett, James T.	Callahan, Timothy F.
Bassett, Edmund	Carr, Edward
Batchelder, Albert W.	Clark, Ezra W.
Bates, Sanford	Codman, James M., Jr.
Bauer, Ralph S.	Coleman, George W.
Begley, John S.	Cook, Benjamin A.
Bennett, Frank P.	Cooney, Charles P.
Bergengren, Roy F.	Corrigan, Robert S.
Bigney, Robert E.	Coughlan, William J.
Bodfish, John D. W.	Creamer, Walter H.
Boucher, Joseph Zoël	Creed, James F.
Bowen, Patrick	Cummings, John W.
Boynton, Thomas J.	Curtis, Arthur B.
Brennan, James H.	Curtiss, Elmer L.
Brennan, James J.	Daley, Peter

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<b>Messrs.</b>	Daly, John W.	<b>Messrs.</b>	McKeon, Francis P.
	Dean, Robert A.		McLaud, Abner S.
	Delaney, Louis F.		Merrill, George Frye
	Dellinger, Raymond P.		Micheiman, Joseph
	Derbyshire, James H.		Mitchell, John
	Donnelly, James P.		Moran, William
	Donoghue, John A.		Moriarty, James T.
	Donovan, Daniel R.		Morrill, Charles H.
	Donovan, James A.		Moynihan, James J.
	Donovan, Thomas F.		Murley, Joseph J.
	Doran, James P.		Myron, John F.
	Douglass, John J.		Nestor, Patrick F.
	Driscoll, Dennis D.		Newhall, Arthur N.
	Driscoll, Timothy J.		Newton, H. Huestis
	Ferrey, Irving D.		Nutting, Edward H.
	Finn, E. Philip		O'Connell, John J.
	Flaherty, William		O'Connell, John P.
	Flye, Louis Edwin		O'Connell, Joseph F.
	Flynn, Maurice R.		O'Connor, John D.
	Gallagher, Daniel J.		Peirce, Albion C.
	Garland, Francis P.		Pelletier, Joseph C.
	Gates, Joseph S.		Perry, Augustus W.
	Glazier, Frederick P.		Peterson, Patrick
	Good, John P.		Powers, Samuel L.
	Graumann, John		Quincy, Josiah
	Green, Thomas H.		Quinn, Timothy F.
	Haines, Benjamin F.		Ray, Herbert L.
	Hale, Edward R.		Reidy, Michael J.
	Hale, Matthew		Rieutord, Louis O.
	Harding, Clarence W.		Ross, Samuel
	Harriman, Arthur N.		Sawyer, Roland D.
	Harrington, Patrick H.		Sciglano, Alfred P.
	Hart, Albert Bushnell		Shanahan, William J.
	Hicks, George H.		Shaw, Michael F.
	Hoitt, Augustus J.		Shea, John T.
	Horgan, Francis J.		Sheehan, Christopher A.
	Johnson, Charles R.		Sherburne, Nelson
	Jones, George R.		Stoneman, David
	Keliher, John A.		Sullivan, Joseph M.
	Kelley, Thomas R.		Sullivan, Michael A.
	Kelly, Luke L.		Sullivan, William H.
	Kenny, Herbert A.		Sweeney, Edward A.
	Kerr, Alexander		Swig, Louis
	Kilbon, John L.		Talbot, Harry R.
	Lane, Dwight F.		Theller, Ralph L.
	Langelier, Louis F. R.		Thompson, Edward
	Larson, Charles G.		Trefry, William D. T.
	Leboeuf, Telephore		Twomey, John C.
	Leonard, Joseph J.		Walker, George
	Lomasney, Martin M.		Walker, Joseph
	Love, Joseph A.		Walsh, David I.
	Lynch, John C.		Washburn, Albert H.
	MacMaster, Edward A.		Webster, Francis E.
	Maguire, James E.		Webster, George P.
	Mahoney, John J.		Whipple, Sherman L.
	Mancovitz, David		Whitehead, James
	Mansfield, John J.		Wilson, William H.
	Martin, Martin L.		Winslow, Guy M.
	McCarthy, Charles F.		Wonson, Carlton W.
	McCormack, John W.		
	McIsaac, Daniel V.		

**NAYS.**

**Messrs.** Adams, Charles Francis  
Adams, Scott  
Bailey, Charles O.

**Messrs.** Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.

**Messrs.** Barker, Warren S.  
 Barnes, Clarence A.  
 Bartlett, Horace I.  
 Bicknell, Wallace H.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Brown, Samuel F.  
 Bruce, Charles  
 Buck, Maurice A.  
 Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Rufus H.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Edwin U.  
 Cusick, John F.  
 Dale, George H.  
 Davis, Elbridge G.  
 Davis, William R.  
 Delano, Robert T.  
 Doe, Orestes T.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Ferry, James R.  
 Fisher, Edward  
 Foss, George H.  
 Fraser, Eugene B.  
 French, Asa P.  
 Frost, Archie N.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Nesbit G.  
 Greenwood, Hamlet S.  
 Hall, Elisha S.  
 Hall, Frederick S.  
 Hall, Isaac Freeman

**Messrs.** Hamilton, Andrew Foster  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Kelley, George W.  
 Kenefick, Thomas W.  
 Kinney, William S.  
 Kneil, Arthur S.  
 Lane, Daniel W.  
 Linke, Fred R.  
 Look, William J.  
 Loring, Augustus P.  
 Lowell, James A.  
 Luce, Robert  
 Lummaus, Henry T.  
 Lyman, Frank E.  
 McAnarney, John W.  
 Merriam, John M.  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Parker, George S.  
 Parker, Herbert  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Sullivan, Edmund G.  
 Sweet, Joseph L.  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Charles G.  
 Waterman, George B.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.

163 yeas; 119 nays.

Therefore the amendments were adopted, as follows:—

Striking out, in lines 309 and 310, the words "and for pen- Mr. Walker,  
 alties for the circulation of petitions for hire or reward,"; and —amendments.  
 adding after the word "to", in line 318, the words "The general  
 court may provide by law that no copartnership or corporation

## JOURNAL OF THE CONVENTION.

shall circulate petitions for hire or reward, may require individuals to be licensed and may make other reasonable regulations to prevent abuses arising from the circulation of petitions for hire or reward."

**Adjournment.**

At four minutes before one o'clock Mr. Underhill of Somerville moved that the Convention adjourn; and on this question 118 members voted in the affirmative and 121 in the negative.

The same member requested that the sense of the Convention be taken by yeas and nays, and more than forty members joined in the request.

Mr. Walker of Brookline then asked that by unanimous consent it be considered that the yeas and nays had not been ordered. No objection was made.

The hour of one o'clock having arrived, the President, under the provisions of a standing order, declared the Convention adjourned, to meet on Tuesday next at half-past ten o'clock A.M.

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TUESDAY, November 13, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Howard A. Bridgman, D.D., of Brookline, Editor-in-Chief of *The Congregationalist and Christian World*.

### *Extension of Time for Certain Reports.*

On motion of Mr. Boyer of Lynn, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted until Tuesday, November 20, in which to report on matters before them.

Reports of  
committees.—  
extension of  
time.

### *Leave of Absence.*

On motion of Mr. Merrill of Gloucester, —

*Ordered*, That Mr. Wonson of Gloucester be granted leave of absence, under Rule 13, until November 16, for urgent personal reasons.

Carlton W.  
Wonson.  
Expenses of the  
Convention, —  
additional ap-  
propriation  
from the  
General Court.

### *Additional Appropriation from the General Court.*

Mr. Sullivan of Salem moved that the committee on Rules and Procedure and the committee on Contingent Expenses and Pay-Roll, sitting jointly, be instructed to take necessary steps to secure from the General Court of 1918 a sufficient appropriation to cover the deficits already accrued at this session, and the estimated expenses of the sessions of the Convention to be held in 1918, the appropriation also to include a sufficient sum to be paid as compensation to the delegates at the rate of \$150 per month during 1918, and also including compensation to be paid the delegates for November, 1917, at the same rate of \$150 per month, together with the proper travelling or mileage expenses for the 1918 session; but the total of the monthly compensation not to exceed \$750 to each delegate for ordinary services rendered after November 1, 1917.

Mr. Pillsbury of Wellesley moved that the further consideration of the motion be postponed until the next session; and after debate the motion to postpone prevailed.

### *Japanese Parliamentary Mission.*

There being no objection, at twelve minutes past twelve o'clock the President introduced His Honor James M. Curley, Mayor of the City of Boston, who called attention to the presence in the Convention Chamber of the Japanese Parliamentary Mission to the United States, and extended greetings to the distinguished guests. The President then introduced Hon. Kotaro Mochizuki, M. P., the head of the Mission, who addressed the members of the Convention.

Japanese  
Parliamentary  
Mission.

## JOURNAL OF THE CONVENTION,

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

## Initiative and referendum.

The Resolution to provide for establishing the popular initiative and referendum (Doc. No. 367), being the unfinished business of the last session, was considered further, the main question being on ordering it to a third reading.

## Quorum.

Mr. Walker of Brookline asked for a count of the Convention to ascertain if a quorum was present. A count showed that 170 members were present.

## Mr. Walker, — amendment.

The question first came on the adoption of the pending amendment of line 319, moved by Mr. Walker of Brookline; and 81 members voted in the affirmative and 97 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker; and on the roll call 140 members voted in the affirmative and 128 in the negative, as follows: —

## YEAS.

Messrs. Adams, Brooks	Messrs. Donovan, James A.
Adams, Smith J.	Doran, James P.
Anderson, Frederick L.	Douglass, John J.
Aylward, James F.	Driscoll, Dennis D.
Barrett, James T.	Driscoll, Timothy J.
Batchelder, Albert W.	Finn, E. Philip
Bates, Sanford	Flaherty, William
Bauer, Ralph S.	Flye, Louis Edwin
Begley, John S.	Flynn, Maurice R.
Bennett, Frank P.	Gallagher, Daniel J.
Bicknell, Wallace H.	Garland, Francis P.
Bigney, Robert E.	Gartland, John J.
Boucher, Joseph Zoël	Glazier, Frederick P.
Boynton, Thomas J.	Good, John P.
Brine, Henry C.	Graumann, John
Broderick, Patrick S.	Green, Thomas H.
Brown, E. Gerry	Greenwood, Hamlet S.
Bullock, William J.	Haines, Benjamin F.
Burrell, Fred J.	Hale, Matthew
Butler, A. Webster	Harding, Clarence W.
Callahan, Timothy F.	Harriman, Arthur N.
Carr, Edward	Harrington, Patrick H.
Clark, Ezra W.	Hart, Albert Bushnell
Coakley, Daniel H.	Hawley, Truman R.
Coleman, George W.	Hoitt, Augustus J.
Corrigan, Robert S.	Horgan, Francis J.
Costello, Francis M.	Johnson, Charles R.
Coughlan, William J.	Keliher, John A.
Craven, John H.	Kelley, Thomas R.
Creamer, Walter H.	Kelly, Luke L.
Creed, James F.	Kenny, Herbert A.
Cummings, John W.	Kerr, Alexander
Curtiss, Elmer L.	Lane, Dwight F.
Daley, Peter	Larson, Charles G.
Daly, John W.	Leboeuf, Telesphore
Dean, Robert A.	Leonard, Joseph J.
Delaney, Louis F.	Lomasney, Martin M.
Derbyshire, James H.	Love, Joseph A.
Donnelly, James P.	Lynch, John C.
Donoghue, John A.	MacMaster, Edward A.
Donovan, Daniel R.	Maguire, James E.

**Messrs.** Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 Merrill, George Frye  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newton, H. Huestis  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.

**Messrs.** Reidy, Michael J.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.

**NAYS.**

**Messrs.** Adams, Charles Francis  
 Adams, Scott  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Besse, Harold A.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Brown, Samuel F.  
 Bruce, Charles  
 Bryant, Lincoln  
 Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.

**Messrs.** Coolidge, Louis A.  
 Coombs, Zelotes W.  
 Cox, Guy W.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Edwin U.  
 Cusick, John F.  
 Dale, George H.  
 Davis, Elbridge G.  
 Davis, William R.  
 Delano, Robert T.  
 Doe, Orestes T.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fisher, Edward  
 Fraser, Eugene B.  
 French, Asa P.  
 Frost, Archie N.  
 Gates, Joseph S.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Nesbit G.  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Frederick S.  
 Hall, Isaac Freeman  
 Hamilton, Andrew Foster  
 Hibbard, Charles E.  
 Hicks, George H.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.

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Messrs. Jones, George R.	Messrs. Robinson, George H.
Kelley, George W.	Saunders, Amos T.
Kenefick, Thomas W.	Shattuck, Josiah B.
Kilbon, John L.	Shea, John M.
Kinney, William S.	Smith, Jerome S.
Kneil, Arthur S.	Smith, Rutherford E.
Langelier, Louis F. R.	Stoneman, David
Logan, James	Sullivan, Edmund G.
Look, William J.	Sweeney, Edward A.
Loring, Augustus P.	Sweet, Joseph L.
Lowe, Arthur H.	Tatman, Charles T.
Lowell, James A.	Thompson, Hubert C.
Luce, Robert	Thompeon, John L.
Lummus, Henry T.	Tilton, Rufus H.
Lyman, Frank E.	Turner, Joseph
McLaud, Abner S.	Underhill, Charles L.
Merriam, John M.	Walcott, Robert
Michelman, Joseph	Washburn, Albert H.
Mitchell, Charles	Washburn, Charles G.
Moore, Charles D. C.	Waterman, George B.
Morton, James M.	Wellman, Arthur Holbrook
Nutting, Edward H.	Wheeler, William
Parker, Herbert	White, John A.
Parkman, Henry	Whittier, Eugene P.
Pillsbury, Albert E.	Willett, George Franklin
Putnam, Harry B.	Williams, Fred Homer
Richardson, Edward A.	Wing, Herbert
Richardson, James P.	Wood, Charles J.
Robbins, Edward J.	Youngman, William S.

140 yeas; 128 nays.

Mr. Walker.—  
amendment.

Therefore the amendment was adopted, as follows: Striking out, in line 319, the word "one-eighth", and inserting in place thereof the word "one-fourth".

Mr. Putnam.—  
amendments.

The question next came on the adoption of the pending amendments moved by Mr. Putnam of Westfield, and 107 members voted in the affirmative and 101 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 147 members voted in the affirmative and 132 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Brackett, John Q. A.
Adams, Scott	Brooks, George F.
Bailey, Charles O.	Brown, E. Gerry
Balch, Francis N.	Brown, Samuel F.
Ballantyne, John	Bruce, Charles
Bangs, Francis R.	Bryant, Lincoln
Barnes, Clarence A.	Burns, William A.
Barnes, George L.	Buttrick, Allan G.
Bartlett, Horace I.	Chandler, Leonard B.
Bassett, Edmund	Charbonneau, Henry V.
Bates, Sanford	Chase, Mial W.
Benton, Everett C.	Choate, Charles F., Jr.
Besse, Harold A.	Churchill, George B.
Blackmur, Paul R.	Clapp, Robert P.
Bolster, Percy G.	Clark, Chester W.
Bosworth, Henry H.	Codman, James M., Jr.
Bouvé, Walter L.	Coe, S. Hamilton
Boyden, Frank L.	Collier, David R.

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Messrs. Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coolidge, Louis A.  
Coombs, Zelotes W.  
Costello, Francis M.  
Cox, Guy W.  
Crafts, Lyman A.  
Craven, John H.  
Creed, James F.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Edwin U.  
Curtiss, Elmer L.  
Cusick, John F.  
Dale, George H.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Doe, Orestes T.  
Douglass, John J.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.  
Ferrey, Irving D.  
Ferry, James R.  
Fisher, Edward  
Flaherty, William  
Fraser, Eugene B.  
French, Asa P.  
Gallagher, Daniel J.  
George, Samuel W.  
Giddings, Charles  
Gleason, Nesbit G.  
Granfield, William J.  
Greenwood, Hamlet S.  
Hale, Edward R.  
Hall, Elisha S.  
Hall, Frederick S.  
Hall, Isaac Freeman  
Hamilton, Andrew Foster  
Hibbard, Charles E.  
Hobbs, Clarence W., Jr.  
Horgan, Francis J.  
Hutchings, Henry M.  
Jones, George R.  
Kelley, George W.  
Kenefick, Thomas W.  
Kilbon, John L.  
Kinney, William S.  
Kneil, Arthur S.  
Lane, Daniel W.  
Langelier, Louis F. R.  
Logan, James

Messrs. Lomasney, Martin M.  
Look, William J.  
Lowe, Arthur H.  
Lowell, James A.  
Lummus, Henry T.  
Lyman, Frank E.  
Mahoney, John J.  
Mancovitz, David  
Martin, Martin L.  
Merriam, John M.  
Mitchell, John  
Montague, David T.  
Moore, Charles D. C.  
Morton, James M.  
Nutting, Edward H.  
Parker, George S.  
Parker, Herbert  
Parkman, Henry  
Pillsbury, Albert E.  
Powers, Samuel L.  
Putnam, Harry B.  
Reidy, Michael J.  
Richardson, Edward A.  
Richardson, James P.  
Robbins, Edward J.  
Robinson, George H.  
Saunders, Amos T.  
Sawyer, Roland D.  
Shattuck, Josiah B.  
Shea, John M.  
Smith, Jerome S.  
Smith, Rutherford E.  
Sullivan, Edmund G.  
Sullivan, William H.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Tatman, Charles T.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Turner, Joseph  
Underhill, Charles L.  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.  
Wellman, Arthur Holbrook  
Wheeler, William  
White, John A.  
Whittier, Eugene P.  
Willett, George Franklin  
Williams, Fred Homer  
Wing, Herbert  
Wood, Charles J.  
Youngman, William S.

NAYS.

Messrs. Adams, Brooks  
Adams, Smith J.  
Anderson, Frederick L.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bauer, Ralph S.  
Begley, John S.  
Bennett, Frank P.

Messrs. Bicknell, Wallace H.  
Bigney, Robert E.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boyer, Elmer E.  
Boynton, Thomas J.  
Brine, Henry C.  
Broderick, Patrick S.  
Bullock, William J.

## JOURNAL OF THE CONVENTION,

Messrs. Burrell, Fred J.	Messrs. MacMaster, Edward A.
Butler, A. Webster	Maguire, James E.
Callahan, Timothy F.	Mansfield, John J.
Carr, Edward	McCarthy, Charles F.
Clark, Ezra W.	McCormack, John W.
Coakley, Daniel H.	McIsaac, Daniel V.
Coleman, George W.	McKeon, Francis P.
Corrigan, Robert S.	McLaud, Abner S.
Coughlan, William J.	Merrill, George Frye
Creamer, Walter H.	Michelman, Joseph
Cummings, John W.	Mitchell, Charles
Daley, Peter	Moran, William
Daly, John W.	Moriarty, James T.
Dean, Robert A.	Morrill, Charles H.
Delaney, Louis F.	Moynihan, James J.
Derbyshire, James H.	Murley, Joseph J.
Donnelly, James P.	Myron, John F.
Donoghue, John A.	Nestor, Patrick F.
Donovan, Daniel R.	Newton, H. Huettis
Donovan, James A.	O'Connell, John J.
Doran, James P.	O'Connell, John P.
Driscoll, Dennis D.	O'Connell, Joseph F.
Driscoll, Timothy J.	O'Connor, John D.
Finn, E. Philip	Peirce, Albion G.
Flye, Louis Edwin	Palletier, Joseph C.
Flynn, Maurice R.	Peterson, Patrick
Frost, Archie N.	Quincy, Josiah
Garland, Francis P.	Quinn, Timothy F.
Gartland, John J.	Ray, Herbert L.
Gates, Joseph S.	Rieutord, Louis O.
Glazier, Frederick P.	Ross, Samuel
Good, John P.	Shanahan, William J.
Graumann, John	Shaw, Michael F.
Green, Thomas H.	Shea, John T.
Haines, Benjamin F.	Sheehan, Christopher A.
Hale, Matthew	Sherburne, Nelson
Harding, Clarence W.	Skerrett, Mark N.
Harriman, Arthur N.	Sparrell, Ernest H.
Harrington, Patrick H.	Stoeber, Charles
Hart, Albert Bushnell	Stoneman, David
Hawley, Truman R.	Sullivan, Joseph M.
Hicks, George H.	Sullivan, Michael A.
Hoitt, Augustus J.	Sullivan, William J.
Johnson, Charles R.	Swig, Louis
Keliher, John A.	Talbot, Harry R.
Kelley, Thomas R.	Theller, Ralph L.
Kelly, Luke L.	Thompson, Edward
Kenny, Herbert A.	Twomey, John C.
Kerr, Alexander	Walker, George
Lane, Dwight F.	Walker, Joseph
Larson, Charles G.	Walsh, David I.
Leboeuf, Telesphore	Webster, Francis E.
Leonard, Joseph J.	Webster, George P.
Loring, Augustus P.	Whipple, Sherman L.
Love, Joseph A.	Whitehead, James
Luce, Robert	Wilson, William H.
Lynch, John C.	Winslow, Guy M.

147 yeas; 132 nays.

Mr. Putnam,—  
amendments.

Therefore the amendments were adopted, as follows:—  
 Striking out, in lines 16 and 17, the words "or by recommendation of the governor by message,";  
 Striking out, in lines 39 to 43, inclusive, the words "An amendment introduced by recommendation of the governor shall

be voted upon either in the form in which it was originally recommended or in such amended form as the governor may by message approve or substitute."; and

Striking out, in lines 44 and 45, the words "or by the governor".

The question then came on the adoption of the following <sup>Mr. Loring, — amendment.</sup> pending amendment, moved by Mr. Loring of Beverly, and 111 members voted in the affirmative and 103 in the negative: —

Striking out, in lines 87, 88 and 89, the words "and if the general court into which it is introduced fails to enact such law", and inserting in place thereof the words "or as amended by a vote of three-fourths of the members present and voting in each branch. If the combined vote cast in the two houses in favor of such law shall be equivalent to at least one-third of the total number of members elected to the general court but enactment fails".

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 134 members voted in the affirmative and 147 in the negative, as follows: —

YEAS.

Messrs. Adams, Charles Francis	Messrs. Cook, Benjamin A.
Adams, Scott	Cook, Rufus H.
Anderson, Frederick L.	Coolidge, Louis A.
Bailey, Charles O.	Coombs, Zelotes W.
Balch, Francis N.	Cox, Guy W.
Ballantyne, John	Crafts, Lyman A.
Bangs, Francis R.	Crossley, William Cyril
Barnes, Clarence A.	Dale, George H.
Barnes, George L.	Davis, Elbridge G.
Bartlett, Horace I.	Davis, William R.
Bassett, Edmund	Delano, Robert T.
Bates, Sanford	Dellinger, Raymond P.
Benton, Everett C.	Doe, Orestes T.
Besse, Harold A.	Douglas, John J.
Blackmur, Paul R.	Dresser, Frank F.
Bolster, Percy G.	Dutch, Charles Frederick
Bosworth, Henry H.	Farnsworth, Frank S.
Bouvé, Walter L.	Feiker, William H.
Boyden, Frank L.	Ferrey, Irving D.
Boyer, Elmer E.	Ferry, James R.
Brackett, John Q. A.	Fisher, Edward
Brooks, George F.	Fraser, Eugene B.
Brown, Samuel F.	French, Asa P.
Bruce, Charles	Frost, Archie N.
Bryant, Lincoln	Gates, Joseph S.
Burns, William A.	George, Samuel W.
Buttrick, Allan G.	Giddings, Charles
Chandler, Leonard B.	Gleason, Nesbit G.
Charbonneau, Henry V.	Greenwood, Hamlet S.
Chase, Mial W.	Hall, Elisha S.
Choate, Charles F., Jr.	Hall, Frederick S.
Churchill, George B.	Hall, Isaac Freeman
Clapp, Robert P.	Hamilton, Andrew Foster
Clark, Chester W.	Hibbard, Charles E.
Codman, James M., Jr.	Hobbs, Clarence W., Jr.
Coe, S. Hamilton	Hutchings, Henry M.
Collier, David R.	Jones, George R.
Collins, Samuel I.	Kelley, George W.
Coogan, Clement F.	Kenefick, Thomas W.

## JOURNAL OF THE CONVENTION,

Messrs.	Kilbon, John L. Kinney, William S. Kneil, Arthur S. Lane, Daniel W. Logan, James Look, William J. Loring, Augustus P. Lowe, Arthur H. Lowell, James A. Luce, Robert Lummus, Henry T. Lyman, Frank E. Merriam, John M. Michelman, Joseph Mitchell, Charles Montague, David T. Moore, Charles D. C. Morton, James M. Nutting, Edward H. Parker, George S. Parker, Herbert Parkman, Henry Pillsbury, Albert E. Putnam, Harry B. Richardson, Edward A. Richardson, James P. Robbins, Edward J. Robinson, George H.	Messrs.	Saunders, Amos T. Shattuck, Josiah B. Shea, John M. Smith, Jerome S. Smith, Rutherford E. Stoneman, David Sullivan, Edmund G. Sweeney, Edward A. Sweet, Joseph L. Tatman, Charles T. Thompson, Edward Thompson, Hubert C. Thompson, John L. Tilton, Rufus H. Turner, Joseph Underhill, Charles L. Walcott, Robert Washburn, Charles G. Waterman, George B. Wellman, Arthur Holbrook Wheeler, William White, John A. Whittier, Eugene P. Willett, George Franklin Williams, Fred Homer Wing, Herbert Wood, Charles J. Youngman, William S.
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## NAYS.

Messrs.	Adams, Brooks Adams, Smith J. Aylward, James F. Barrett, James T. Batchelder, Albert W. Bauer, Ralph S. Begley, John S. Bennett, Frank P. Bergengren, Roy F. Bicknell, Wallace H. Bigney, Robert E. Boucher, Joseph Zoël Bowen, Patrick Boynton, Thomas J. Brine, Henry C. Broderick, Patrick S. Brown, E. Gerry Bullock, William J. Burrell, Fred J. Butler, A. Webster Callahan, Timothy F. Carr, Edward Clark, Ezra W. Coakley, Daniel H. Coleman, George W. Corrigan, Robert S. Costello, Francis M. Coughlan, William J. Craven, John H. Creamer, Walter H. Creed, James F. Crosby, J. Howell Cummings, John W. Curtis, Edwin U. Cusick, John F. Daley, Peter	Messrs.	Daly, John W. Dean, Robert A. Delaney, Louis F. Derbyshire, James H. Donnelly, James P. Donoghue, John A. Donovan, Daniel R. Donovan, James A. Doran, James P. Driscoll, Dennis D. Driscoll, Timothy J. Finn, E. Philip Flaherty, William Flye, Louis Edwin Flynn, Maurice R. Gallagher, Daniel J. Garland, Francis P. Gartland, John J. Glazier, Frederick P. Good, John P. Granfield, William J. Graumann, John Green, Thomas H. Haines, Benjamin F. Hale, Edward R. Hale, Matthew Harding, Clarence W. Harriman, Arthur N. Harrington, Patrick H. Hart, Albert Bushnell Hawley, Truman R. Hicks, George H. Hoitt, Augustus J. Horgan, Francis J. Johnson, Charles R. Keliher, John A.
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**Messrs.** Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Lane, Dwight F.  
 Langelier, Louis F. R.  
 Larson, Charles G.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newton, H. Huestis  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.

**Messrs.** Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Powers, Samuel L.  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.

134 yeas; 147 nays.

Therefore the amendment was rejected.

The following pending amendments, moved by Mr. Churchill of Amherst, were then adopted: Striking out, in line 18, the word "otherwise"; and inserting after the word "introduced", in the same line, the words "into the general court without such initiative petition, authority for which mode of introduction is hereby specifically granted and continued".

On the question on the adoption of the following pending <sup>1d.</sup> amendments, moved by Mr. Churchill, 116 members voted in the affirmative and 102 in the negative: Striking out, in lines 51 and 61, the word "one-quarter", and inserting in place thereof, in each instance, the word "one-third".

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 142 members voted in the affirmative and 143 in the negative, as follows: —

#### YEAS.

**Messrs.** Adams, Charles Francis  
 Adams, Scott  
 Bailey, Charles O.

**Messrs.** Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.

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Messrs. Barnes, Clarence A.	Messrs. Hale, Edward R.
Barnes, George L.	Hall, Elisha S.
Bartlett, Horace I.	Hall, Frederick S.
Bassett, Edmund	Hall, Isaac Freeman
Bates, Sanford	Hamilton, Andrew Foster
Benton, Everett C.	Hibbard, Charles E.
Besse, Harold A.	Hobbs, Clarence W., Jr.
Bicknell, Wallace H.	Hutchings, Henry M.
Blackmur, Paul R.	Jones, George R.
Bolster, Percy G.	Kelley, George W.
Bosworth, Henry H.	Kenefick, Thomas W.
Bouvé, Walter L.	Kinney, William S.
Boyden, Frank L.	Kneil, Arthur S.
Boyer, Elmer E.	Lane, Daniel W.
Brackett, John Q. A.	Langelier, Louis F. R.
Brooks, George F.	Logan, James
Brown, Samuel F.	Look, William J.
Bruce, Charles	Loring, Augustus P.
Bryant, Lincoln	Lowe, Arthur H.
Burns, William A.	Lowell, James A.
Buttrick, Allan G.	Luce, Robert
Chandler, Leonard B.	Lummus, Henry T.
Charbonneau, Henry V.	Lyman, Frank E.
Chase, Mial W.	McAnarney, John W.
Choate, Charles F., Jr.	McLaud, Abner S.
Churchill, George B.	Merriam, John M.
Clapp, Robert P.	Michelman, Joseph
Clark, Chester W.	Mitchell, Charles
Codman, James M., Jr.	Montague, David T.
Coe, S. Hamilton	Moore, Charles D. C.
Collier, David R.	Morton, James M.
Collins, Samuel I.	Nutting, Edward H.
Coogan, Clement F.	Parker, George S.
Cook, Benjamin A.	Parker, Herbert
Cook, Rufus H.	Parkman, Henry
Coolidge, Louis A.	Pillsbury, Albert E.
Coombs, Zeletes W.	Powers, Samuel L.
Cox, Guy W.	Putnam, Harry B.
Crafts, Lyman A.	Richardson, Edward A.
Crosby, J. Howell	Richardson, James P.
Crossley, William Cyril	Robbins, Edward J.
Curtis, Edwin U.	Robinson, George H.
Cusick, John F.	Saunders, Amos T.
Dale, George H.	Shattuck, Josiah B.
Davis, Elbridge G.	Shea, John M.
Davis, William R.	Smith, Jerome S.
Delano, Robert T.	Smith, Rutherford E..
Dellinger, Raymond P.	Stoneman, David
Doe, Orestes T.	Sullivan, Edmund G.
Dresser, Frank F.	Sweeney, Edward A.
Dutch, Charles Frederick	Sweet, Joseph L.
Farnsworth, Frank S.	Tatman, Charles T.
Feiker, William H.	Thompson, Hubert C.
Ferrey, Irving D.	Thompson, John L.
Ferry, James R.	Tilton, Rufus H.
Fisher, Edward	Turner, Joseph
Fraser, Eugene B.	Underhill, Charles L.
French, Asa P.	Walcott, Robert
Frost, Archie N.	Washburn, Albert H.
Gates, Joseph S.	Washburn, Charles G.
Gaylord, Henry E.	Waterman, George B.
George, Samuel W.	Weekes, George LeRoy
Giddings, Charles	Wellman, Arthur Holbrook
Gleason, Nesbit G.	Wheeler, William
Greenwood, Hamlet S.	White, John A.

TUESDAY, NOVEMBER 13, 1917.

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Messrs. Whittier, Eugene P.  
Willett, George Franklin  
Williams, Fred Homer

Messrs. Wing, Herbert  
Wood, Charles J.  
Youngman, William S.

Messrs. Adams, Brooks  
Adams, Smith J.  
Anderson, Frederick L.  
Avery, Nathan P.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bauer, Ralph S.  
Bennett, Frank P.  
Bergengren, Roy F.  
Bigney, Robert E.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boynton, Thomas J.  
Brine, Henry C.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bullock, William J.  
Burrell, Fred J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Coakley, Daniel H.  
Coleman, George W.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Craven, John H.  
Creamer, Walter H.  
Creed, James F.  
Cummings, John W.  
Daley, Peter  
Daly, John W.  
Dean, Robert A.  
Delaney, Louis F.  
Derbyshire, James H.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, James A.  
Donovan, Thomas F.  
Doran, James P.  
Douglass, John J.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Flye, Louis Edwin  
Flynn, Maurice R.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
Glazier, Frederick P.  
Good, John P.  
Granfield, William J.  
Graumann, John  
Green, Thomas H.  
Haines, Benjamin F.  
Hale, Matthew

NAYS.

Messrs. Harding, Clarence W.  
Harriman, Arthur N.  
Harrington, Patrick H.  
Hart, Albert Bushnell  
Hawley, Truman R.  
Hicks, George H.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Johnson, Charles R.  
Keliher, John A.  
Kelley, Thomas R.  
Kelly, Luke L.  
Kenny, Herbert A.  
Kerr, Alexander  
Kilbon, John L.  
Lane, Dwight F.  
Larson, Charles G.  
Leboeuf, Telesphore  
Leonard, Joseph J.  
Lomasney, Martin M.  
Love, Joseph A.  
Lynch, John C.  
MacMaster, Edward A.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
Mansfield, John J.  
Martin, Martin L.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
Merrill, George Frye  
Mitchell, John  
Moran, William  
Moriarty, James T.  
Morrell, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Peirce, Albion G.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Ray, Herbert L.  
Reidy, Michael J.  
Rieutord, Louis O.  
Ross, Samuel  
Sawyer, Roland D.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.

## JOURNAL OF THE CONVENTION,

<b>Messrs.</b> Sheehan, Christopher A.	<b>Messrs.</b> Thompson, Edward
Sherburne, Nelson	Twomey, John C.
Skerrett, Mark N.	Walker, George
Sparrell, Ernest H.	Walker, Joseph
Stoeber, Charles	Walsh, David I.
Sullivan, Joseph M.	Webster, Francis E.
Sullivan, Michael A.	Webster, George P.
Sullivan, William H.	Whipple, Sherman L.
Sullivan, William J.	Whitehead, James
Swig, Louis	Wilson, William H.
Talbot, Harry R.	Winslow, Guy M.
Theller, Ralph L.	

142 yeas; 143 nays.

Therefore the amendments were rejected.

**Mr. Blackmur,**  
— amendment.  
On the question on the adoption of the following pending amendment, moved by Mr. Blackmur of Quincy, 111 members voted in the affirmative and 110 in the negative: Striking out, in lines 15 and 16, the words "twenty-five thousand qualified voters", and inserting in place thereof the words "five per cent of the qualified voters of the commonwealth, calculated upon the whole number of votes cast for governor at the last preceding election".

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 139 members voted in the affirmative and 146 in the negative, as follows: —

## YEAS.

<b>Messrs.</b> Adams, Charles Francis	<b>Messrs.</b> Clark, Chester W.
Adams, Scott	Codman, James M., Jr.
Avery, Nathan P.	Coe, S. Hamilton
Bailey, Charles O.	Collier, David R.
Balch, Francis N.	Collins, Samuel I.
Ballantyne, John	Coogan, Clement F.
Bangs, Francis R.	Cook, Benjamin A.
Barnes, Clarence A.	Cook, Rufus H.
Barnes, George L.	Coolidge, Louis A.
Bartlett, Horace I.	Coombs, Zelotes W.
Bassett, Edmund	Costello, Francis M.
Bates, Sanford	Cox, Guy W.
Benton, Everett C.	Crafts, Lyman A.
Besse, Harold A.	Crosby, J. Howell
Blackmur, Paul R.	Crossley, William Cyril
Bolster, Percy G.	Curtis, Edwin U.
Bosworth, Henry H.	Curtiss, Elmer L.
Bouvé, Walter L.	Dale, George H.
Boyden, Frank L.	Davis, Elbridge G.
Boyer, Elmer E.	Davis, William R.
Brackett, John Q. A.	Delano, Robert T.
Brooks, George F.	Dellinger, Raymond P.
Brown, Samuel F.	Doe, Orestes T.
Bruce, Charles	Dresser, Frank F.
Bryant, Lincoln	Dutch, Charles Frederick
Burns, William A.	Farnsworth, Frank S.
Buttrick, Allan G.	Feiker, William H.
Chandler, Leonard B.	Ferrey, Irving D.
Charbonneau, Henry V.	Ferry, James R.
Chase, Mial W.	Fisher, Edward
Choate, Charles F., Jr.	Fraser, Eugene B.
Churchill, George B.	French, Asa P.
Clapp, Robert P.	Frost, Archie N.

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Messrs. Gates, Joseph S.  
Gaylord, Henry E.  
George, Samuel W.  
Giddings, Charles  
Gleason, Nesbit G.  
Greenwood, Hamlet S.  
Hall, Elisha S.  
Hall, Frederick S.  
Hall, Isaac Freeman  
Hamilton, Andrew Foster  
Hibbard, Charles E.  
Hobbs, Clarence W., Jr.  
Hutchings, Henry M.  
Jones, George R.  
Kelley, George W.  
Kenenick, Thomas W.  
Kinney, William S.  
Kneil, Arthur S.  
Lane, Daniel W.  
Logan, James  
Look, William J.  
Loring, Augustus P.  
Lowe, Arthur H.  
Lowell, James A.  
Luce, Robert  
Lummus, Henry T.  
Lyman, Frank E.  
McAnarney, John W.  
Merriam, John M.  
Michelman, Joseph  
Mitchell, Charles  
Montague, David T.  
Moore, Charles D. C.  
Morton, James M.  
Parker, George S.  
Parker, Herbert  
Parkman, Henry

Messrs. Pillsbury, Albert E.  
Powers, Samuel L.  
Putnam, Harry B.  
Reidy, Michael J.  
Richardson, Edward A.  
Richardson, James P.  
Robbins, Edward J.  
Robinson, George H.  
Saunders, Amos T.  
Shattuck, Josiah B.  
Shea, John M.  
Smith, Jerome S.  
Smith, Rutherford E.  
Stoneman, David  
Sullivan, Edmund G.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Tatman, Charles T.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Turner, Joseph  
Underhill, Charles L.  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.  
Weekes, George LeRoy  
Wellman, Arthur Holbrook  
Wheeler, William  
White, John A.  
Whittier, Eugene P.  
Willett, George Franklin  
Williams, Fred Homer  
Wing, Herbert  
Wood, Charles J.

NAYS.

Messrs. Adams, Brooks  
Adams, Smith J.  
Anderson, Frederick L.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bauer, Ralph S.  
Begley, John S.  
Bennett, Frank P.  
Bergengren, Roy F.  
Bicknell, Wallace H.  
Bigney, Robert E.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boynton, Thomas J.  
Brine, Henry C.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bullock, William J.  
Burrell, Fred J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Coakley, Daniel H.  
Coleman, George W.  
Corrigan, Robert S.

Messrs. Coughlan, William J.  
Craven, John H.  
Creamer, Walter H.  
Creed, James F.  
Cummings, John W.  
Daley, Peter  
Daly, John W.  
Dean, Robert A.  
Delaney, Louis F.  
Derbyshire, James H.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, James A.  
Donovan, Thomas F.  
Doran, James P.  
Douglass, John J.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Flye, Louis Edwin  
Flynn, Maurice R.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
Glazier, Frederick P.

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Messrs. Good, John P.	Messrs. Moynihan, James J.
Granfield, William J.	Murley, Joseph J.
Graumann, John	Myron, John F.
Green, Thomas H.	Nestor, Patrick F.
Haines, Benjamin F.	Newhall, Arthur N.
Hale, Edward R.	Newton, H. Huestis
Hale, Matthew	Nutting, Edward H.
Harding, Clarence W.	O'Connell, John J.
Harriman, Arthur N.	O'Connell, John P.
Harrington, Patrick H.	O'Connell, Joseph F.
Hart, Albert Bushnell	O'Connor, John D.
Hawley, Truman R.	Peirce, Albion G.
Hicks, George H.	Pelletier, Joseph C.
Hoitt, Augustus J.	Peterson, Patrick
Horgan, Francis J.	Quincy, Josiah
Johnson, Charles R.	Quinn, Timothy F.
Keliher, John A.	Ray, Herbert L.
Kelley, Thomas R.	Rieutord, Louis O.
Kelly, Luke L.	Ross, Samuel
Kenny, Herbert A.	Sawyer, Roland D.
Kerr, Alexander	Shanahan, William J.
Kilbon, John L.	Shaw, Michael F.
Lane, Dwight F.	Shea, John T.
Langelier, Louis F. R.	Sheehan, Christopher A.
Larson, Charles G.	Sherburne, Nelson
Leboeuf, Telephore	Skerrett, Mark N.
Leonard, Joseph J.	Sparrell, Ernest H.
Lomasney, Martin M.	Stoeber, Charles
Love, Joseph A.	Sullivan, Joseph M.
Lynch, John C.	Sullivan, Michael A.
MacMaster, Edward A.	Sullivan, William H.
Maguire, James E.	Sullivan, William J.
Mahoney, John J.	Swig, Louis
Mancovitz, David	Talbot, Harry R.
Mansfield, John J.	Theller, Ralph L.
Martin, Martin L.	Thompson, Edward
McCarthy, Charles F.	Twomey, John C.
McCormack, John W.	Walker, George
McIsaac, Daniel V.	Walker, Joseph
McKeon, Francis P.	Walsh, David I.
McLaud, Abner S.	Webster, Francis E.
Merrill, George Frye	Webster, George P.
Mitchell, John	Whipple, Sherman L.
Moran, William	Whitehead, James
Moriarty, James T.	Wilson, William H.
Morrill, Charles H.	Winslow, Guy M.

139 yeas; 146 nays.

Therefore the amendment was rejected.

**Proposed recess.** At sixteen minutes before one o'clock Mr. George of Haverhill moved that the Convention take a recess until two o'clock; and this motion was negatived.

**Mr. Hibbard, — amendments.** The question next came on the adoption of the following pending amendments, moved by Mr. Hibbard of Pittsfield, and 99 members voted in the affirmative and 115 in the negative: —

Striking out, in lines 5 and 6, the words "and amendments to the constitution"; and

Striking out lines 13 to 78, inclusive (as amended).

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Churchill of Amherst; and on the roll call 130 members voted in the affirmative and 152 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Giddings, Charles
Adams, Scott	Gleason, Neabit G.
Bailey, Charles O.	Greenwood, Hamlet S.
Balch, Francis N.	Hale, Edward R.
Ballantyne, John	Hall, Elisha S.
Bangs, Francis R.	Hall, Frederick S.
Barnes, Clarence A.	Hall, Isaac Freeman
Barnes, George L.	Hamilton, Andrew Foster
Bartlett, Horace I.	Hibbard, Charles E.
Bassett, Edmund	Hobbs, Clarence W., Jr.
Benton, Everett C.	Hutchings, Henry M.
Besse, Harold A.	Jones, George R.
Blackmur, Paul R.	Kelley, George W.
Bolster, Percy G.	Keneck, Thomas W.
Bosworth, Henry H.	Kinney, William S.
Bouvé, Walter L.	Lane, Daniel W.
Boyden, Frank L.	Logan, James
Boyer, Elmer E.	Look, William J.
Brackett, John Q. A.	Lowe, Arthur H.
Brooks, George F.	Lowell, James A.
Brown, Samuel F.	Lummus, Henry T.
Bryant, Lincoln	Lyman, Frank E.
Burns, William A.	Merriam, John M.
Buttrick, Allan G.	Michelman, Joseph
Chandler, Leonard B.	Mitchell, Charles
Charbonneau, Henry V.	Montague, David T.
Chase, Mial W.	Moore, Charles D. C.
Churchill, George B.	Morton, James M.
Clapp, Robert P.	Parker, George S.
Clark, Chester W.	Parker, Herbert
Codman, James M., Jr.	Parkman, Henry
Coe, S. Hamilton	Pillsbury, Albert E.
Collier, David R.	Powers, Samuel L.
Collins, Samuel I.	Putnam, Harry B.
Coogan, Clement F.	Richardson, Edward A.
Cook, Benjamin A.	Richardson, James P.
Cook, Rufus H.	Robbins, Edward J.
Coolidge, Louis A.	Robinson, George H.
Coombs, Zelotes W.	Saunders, Amos T.
Cox, Guy W.	Shattuck, Josiah B.
Crafts, Lyman A.	Shea, John M.
Crosby, J. Howell	Smith, Jerome S.
Crossley, William Cyril	Smith, Rutherford E.
Curtis, Edwin U.	Stearns, Harry N.
Cusick, John F.	Stoneham, David
Dale, George H.	Sullivan, Edmund G.
Davis, Elbridge G.	Sweeney, Edward A.
Davis, William R.	Sweet, Joseph L.
Delano, Robert T.	Tatman, Charles T.
Doe, Orestes T.	Thompson, Hubert C.
Dresser, Frank F.	Thompson, John L.
Dutch, Charles Frederick	Tilton, Rufus H.
Farnsworth, Frank S.	Turner, Joseph
Feiker, William H.	Underhill, Charles L.
Ferrey, Irving D.	Walcott, Robert
Ferry, James R.	Washburn, Charles G.
Fisher, Edward	Waterman, George B.
Fraser, Eugene B.	Weeks, George LeRoy
French, Asa P.	Wellman, Arthur Holbrook
Gates, Joseph S.	Wheeler, William
Gaylord, Henry E.	White, John A.
George, Samuel W.	Whittier, Eugene P.

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Messrs. Willett, George Franklin  
Williams, Fred Homer  
Wilson, William H.

Messrs. Wing, Herbert  
Wood, Charles J.  
Youngman, William S.

## NAYS.

Messrs. Adams, Brooks  
Adams, Smith J.  
Anderson, Frederick L.  
Avery, Nathan P.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bates, Sanford  
Bauer, Ralph S.  
Begley, John S.  
Bergengren, Roy F.  
Bicknell, Wallace H.  
Bigney, Robert E.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boynton, Thomas J.  
Brennan, James J.  
Brine, Henry C.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bruce, Charles  
Bullock, William J.  
Burrell, Fred J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Coakley, Daniel H.  
Coleman, George W.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Craven, John H.  
Creamer, Walter H.  
Creed, James F.  
Curtiss, Elmer L.  
Daley, Peter  
Daly, John W.  
Dean, Robert A.  
Delaney, Louis F.  
Derbyshire, James H.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, James A.  
Donovan, Thomas F.  
Doran, James P.  
Douglass, John J.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Flye, Louis Edwin  
Flynn, Maurice R.  
Frost, Archie N.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
Glazier, Frederick P.  
Good, John P.  
Granfield, William J.

Messrs. Graumann, John  
Green, Thomas H.  
Haines, Benjamin F.  
Hale, Matthew  
Harding, Clarence W.  
Harriman, Arthur N.  
Hart, Albert Bushnell  
Hawley, Truman R.  
Hicks, George H.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Johnson, Charles R.  
Keliher, John A.  
Kelley, Thomas R.  
Kelly, Luke L.  
Kenny, Herbert A.  
Kerr, Alexander  
Kilbon, John L.  
Lane, Dwight F.  
Langelier, Louis F. R.  
Larson, Charles G.  
Leboeuf, Telesphore  
Leonard, Joseph J.  
Lomasney, Martin M.  
Loring, Augustus P.  
Love, Joseph A.  
Luce, Robert  
Lynch, John C.  
MacMaster, Edward A.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
Mansfield, John J.  
Martin, Martin L.  
McAnarney, John W.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
McLaud, Abner S.  
Merrill, George Frye  
Mitchell, John  
Moran, William  
Moriarty, James T.  
Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Neator, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Peirce, Albion G.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.

Messrs. Ray, Herbert L.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.

Messrs. Sullivan, William J.  
 Swig, Louis  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.

130 yeas; 152 nays.

Therefore the amendments were rejected.

At one o'clock, under the provisions of a standing order, the ~~Recess~~. President declared a recess until two o'clock; at which hour the Convention reassembled.

Mr. Gleason of Andover doubted the presence of a quorum, Quorum. and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum the question came on the ~~Mr. Bailey, —  
amendments.~~ adoption of the following pending amendments moved by Mr. Bailey of Newbury: Striking out, in line 273, the words "ten thousand", and inserting in place thereof the words "five per cent of"; and inserting in line 274, after the word "commonwealth", the words ", calculated upon the whole number of votes cast for governor at the last preceding election".

On this question the sense of the Convention was taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 126 members voted in the affirmative and 144 in the negative, as follows: —

#### YEAS.

Messrs. Adams, Charles Francis  
 Adams, Scott  
 Bailey, Charles O.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Benton, Everett C.  
 Besse, Harold A.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Brown, Samuel F.  
 Bruce, Charles  
 Bryant, Lincoln  
 Burns, William A.  
 Buttrick, Allan G.

Messrs. Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.  
 Cook, Rufus H.  
 Coolidge, Louis A.  
 Coombs, Zelotes W.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Edwin U.  
 Curtiss, Elmer L.  
 Dale, George H.  
 Davis, William R.

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<b>Messrs.</b>	Delano, Robert T. Doe, Orestes T. Dresser, Frank F. Dutch, Charles Frederick Farnsworth, Frank S. Feiker, William H. Ferrey, Irving D. Ferry, James R. Fisher, Edward Fitz-Randolph, Reginald T. Fraser, Eugene B. French, Aaa P. Frost, Archie N. Gates, Joseph S. Gaylord, Henry E. George, Samuel W. Giddings, Charles Gleason, Nesbit G. Greenwood, Hamlet S. Hall, Elisha S. Hall, Frederick S. Hall, Isaac Freeman Hamilton, Andrew Foster Hibbard, Charles E. Hobbs, Clarence W., Jr. Hutchings, Henry M. Jones, George R. Kelley, George W. Kenefick, Thomas W. Kinney, William S. Kneil, Arthur S. Lane, Daniel W. Look, William J. Loring, Augustus P. Lowe, Arthur H. Lowell, James A. Luce, Robert Lummus, Henry T. Lyman, Frank E. Merriam, John M.	<b>Messrs.</b>	Mitchell, Charles Montague, David T. Moore, Charles D. C. Morton, James M. Parker, George S. Parker, Herbert Parkman, Henry Pillsbury, Albert E. Powers, Samuel L. Putnam, Harry B. Richardson, Edward A. Richardson, James P. Robbins, Edward J. Saunders, Amos T. Shattuck, Josiah B. Shea, John M. Smith, Jerome S. Smith, Rutherford E. Stearns, Harry N. Stoneman, David Sullivan, Edmund G. Sweeney, Edward A. Sweet, Joseph L. Tatman, Charles T. Thompson, Hubert C. Thompson, John L. Tilton, Rufus H. Turner, Joseph Underhill, Charles L. Walcott, Robert Washburn, Albert H. Washburn, Charles G. Waterman, George B. Wellman, Arthur Holbrook Wheeler, William White, John A. Whittier, Eugene P. Williams, Fred Homer Wing, Herbert Wood, Charles J.
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## NAYS.

<b>Messrs.</b>	Adams, Brooks Adams, Smith J. Anderson, Frederick L. Avery, Nathan P. Aylward, James F. Barrett, James T. Batchelder, Albert W. Bates, Sanford Bauer, Ralph S. Begley, John S. Bennett, Frank P. Bergengren, Roy F. Bicknell, Wallace H. Bigney, Robert E. Boucher, Joseph Zoel Bowen, Patrick Boynton, Thomas J. Brennan, James H. Brennan, James J. Brine, Henry C. Broderick, Patrick S. Brown, E. Gerry Bullock, William J. Burrell, Fred J.	<b>Messrs.</b>	Butler, A. Webster Callahan, Timothy F. Clark, Ezra W. Coakley, Daniel H. Coleman, George W. Corrigan, Robert S. Costello, Francis M. Coughlan, William J. Creamer, Walter H. Creed, James F. Cummings, John W. Cuwick, John F. Daley, Peter Daly, John W. Dean, Robert A. Delaney, Louis F. Derbyshire, James H. Donnelly, James P. Donoghue, John A. Donovan, Daniel R. Donovan, James A. Donovan, Thomas F. Doran, James P. Douglass, John J.
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**Messrs.** Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Flynn, Maurice R.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
Glazier, Frederick P.  
Good, John P.  
Granfield, William J.  
Graumann, John  
Green, Thomas H.  
Haines, Benjamin F.  
Hale, Matthew  
Harding, Clarence W.  
Harriman, Arthur N.  
Harrington, Patrick H.  
Hart, Albert Bushnell  
Hawley, Truman R.  
Hicks, George H.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Johnson, Charles R.  
Kelley, Thomas R.  
Kilbon, John L.  
Lane, Dwight F.  
Langelier, Louis F. R.  
Larson, Charles G.  
Leboeuf, Telesphore  
Leonard, Joseph J.  
Lomasney, Martin M.  
Love, Joseph A.  
Lynch, John C.  
MacMaster, Edward A.  
Maguire, James E.  
Mahoney, John J.  
Mansfield, John J.  
Martin, Martin L.  
McAnarney, John W.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
McLaud, Abner S.  
Merrill, George Frye  
Michelman, Joseph  
Mitchell, John

**Messrs.** Moran, William  
Morarty, James T.  
Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Peirce, Albion G.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Ray, Herbert L.  
Rieutord, Louis O.  
Ross, Samuel  
Sawyer, Roland D.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Skerrett, Mark N.  
Sparrell, Ernest H.  
Stoeber, Charles  
Sullivan, Joseph M.  
Sullivan, Michael A.  
Sullivan, William H.  
Sullivan, William J.  
Swig, Louis  
Talbot, Harry R.  
Thompson, Edward  
Twomey, John C.  
Walker, George  
Walker, Joseph  
Walsh, David I.  
Webster, Francis E.  
Webster, George P.  
Whipple, Sherman L.  
Whitehead, James  
Wilson, William H.  
Winslow, Guy M.

126 yeas; 144 nays.

Therefore the amendments were rejected.

The question next came on the adoption of the following pending amendments, moved by Mr. Pillsbury of Wellesley: —

Striking out, in lines 5 and 6, the words "and amendments to the constitution"; and

Striking out lines 13 to 74, inclusive.

Mr. Walker of Brookline raised the point of order that these amendments were not properly before the Convention, being identical with the amendments moved by Mr. Hibbard and rejected. The President declared the point of order well taken.

Mr. Pillsbury then withdrew the remaining pending amendments moved by him, there being no objection.

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Mr. Wellman.  
— amendment. The question next came on the adoption of the pending amendment moved by Mr. Wellman of Topsfield, and 131 members voted in the affirmative and 89 in the negative.

The sense of the convention was then taken by yeas and nays, at the request of Mr. Aylward of Cambridge; and on the roll call 158 members voted in the affirmative and 123 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Dresser, Frank F.
Anderson, Frederick L.	Dutch, Charles Frederick
Bailey, Charles O.	Farnsworth, Frank S.
Balch, Francis N.	Feiker, William H.
Ballantyne, John	Ferrey, Irving D.
Bangs, Francis R.	Ferry, James R.
Barnes, Clarence A.	Fisher, Edward
Barnes, George L.	Fitz-Randolph, Reginald T.
Bartlett, Horace I.	Fraser, Eugene B.
Bassett, Edmund	French, Asa P.
Bates, Sanford	Frost, Archie N.
Benton, Everett C.	Gates, Joseph S.
Besse, Harold A.	Gaylord, Henry E.
Bicknell, Wallace H.	Giddings, Charles
Blackmur, Paul R.	Glazier, Frederick P.
Bosworth, Henry H.	Gleason, Nesbit G.
Bouvé, Walter L.	Granfield, William J.
Boyden, Frank L.	Graumann, John
Boyer, Elmer E.	Greenwood, Hamlet S.
Brackett, John Q. A.	Hale, Edward R.
Brine, Henry C.	Hall, Elisha S.
Brooks, George F.	Hall, Frederick S.
Brown, Samuel F.	Hall, Isaac Freeman
Bruce, Charles	Hamilton, Andrew Foster
Bryant, Lincoln	Harrington, Patrick H.
Burns, William A.	Hawley, Truman R.
Buttrick, Allan G.	Hibbard, Charles E.
Chandler, Leonard B.	Hicks, George H.
Charbonneau, Henry V.	Hobbs, Clarence W., Jr.
Chase, Mial W.	Hutchings, Henry M.
Churchill, George B.	Jones, George R.
Clapp, Robert P.	Kelley, George W.
Clark, Chester W.	Kenefick, Thomas W.
Codman, James M., Jr.	Kinney, William S.
Coe, S. Hamilton	Kneil, Arthur S.
Collier, David R.	Lane, Daniel W.
Collins, Samuel I.	Langelier, Louis F. R.
Coogan, Clement F.	Leboeuf, Telesphore
Cook, Benjamin A.	Logan, James
Cook, Rufus H.	Look, William J.
Coolidge, Louis A.	Loring, Augustus P.
Coombs, Zeletes W.	Love, Joseph A.
Costello, Francis M.	Lowe, Arthur H.
Cox, Guy W.	Lowell, James A.
Crafts, Lyman A.	Luce, Robert
Craven, John H.	Lummus, Henry T.
Crossley, William Cyril	Lyman, Frank E.
Cummings, John W.	Lynch, John C.
Curtis, Edwin U.	MacMaster, Edward A.
Curtiss, Elmer L.	McAnarney, John W.
Dale, George H.	McLaud, Abner S.
Davis, William R.	Merriam, John M.
Delano, Robert T.	Michelman, Joseph
Dellinger, Raymond P.	Mitchell, Charles
Derbyshire, James H.	Montague, David T.
Douglass, John J.	Moore, Charles D. C.

**Messrs.** Morton, James M.  
Newhall, Arthur N.  
Nutting, Edward H.  
Parker, George S.  
Parker, Herbert  
Parkman, Henry  
Peirce, Albion G.  
Pillsbury, Albert E.  
Powers, Samuel L.  
Putnam, Harry B.  
Richardson, Edward A.  
Richardson, James P.  
Rieutord, Louis O.  
Robbins, Edward J.  
Saunders, Amos T.  
Shattuck, Josiah B.  
Shea, John M.  
Smith, Jerome S.  
Smith, Rutherford E.  
Sparrell, Ernest H.  
Stearns, Harry N.  
Stoneman, David  
Sullivan, Edmund G.

**Messrs.** Sullivan, Michael A.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Talbot, Harry R.  
Tatman, Charles T.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Turner, Joseph  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.  
Wellman, Arthur Holbrook  
Wheeler, William  
White, John A.  
Whittier, Eugene P.  
Willett, George Franklin  
Williams, Fred Homer  
Wilson, William H.  
Wing, Herbert  
Wood, Charles J.  
Youngman, William S.

**NAYS.**

**Messrs.** Adams, Brooks  
Adams, Smith J.  
Avery, Nathan P.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bauer, Ralph S.  
Begley, John S.  
Bennett, Frank P.  
Bergengren, Roy F.  
Bigney, Robert E.  
Bolster, Percy G.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boynton, Thomas J.  
Brennan, James H.  
Brennan, James J.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bullock, William J.  
Burrell, Fred J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Coakley, Daniel H.  
Coleman, George W.  
Corrigan, Robert S.  
Coughlan, William J.  
Creamer, Walter H.  
Creed, James F.  
Crosby, J. Howell  
Cusick, John F.  
Daley, Peter  
Daly, John W.  
Dean, Robert A.  
Delaney, Louis F.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, James A.

**Messrs.** Donovan, Thomas F.  
Doran, James P.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Flynn, Maurice R.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
George, Samuel W.  
Good, John P.  
Green, Thomas H.  
Haines, Benjamin F.  
Hale, Matthew  
Harding, Clarence W.  
Harriman, Arthur N.  
Hart, Albert Bushnell  
Hoitt, Augustus J.  
Horgan, Francis J.  
Johnson, Charles R.  
Keliher, John A.  
Kelley, Thomas R.  
Kenny, Herbert A.  
Kilbon, John L.  
Lane, Dwight F.  
Larson, Charles G.  
Leonard, Joseph J.  
Lomasney, Martin M.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
Mansfield, John J.  
Martin, Martin L.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
Merrill, George Frye  
Mitchell, John  
Moran, William

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Messrs. Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newton, H. Huestis  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph C.  
 O'Connor, John D.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.

Messrs. Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Underhill, Charles L.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.

158 yeas; 123 nays.

**Mr. Wellman,**  
**— amendment.** Therefore the amendment was adopted, as follows: Adding after line 295 the following paragraph: —

"No law relating to the appointment, qualification, tenure or removal or compensation of judges, or relating to the powers, creation or abolition of courts, shall be the subject of such referendum petition."

**Mr. Parkman,**  
**— amendment.** The question then came on the adoption of the following pending amendment, moved by Mr. Parkman of Boston: Striking out, in lines 87 and 88, the words "and if", and inserting in place thereof the words "or as amended by a vote of three-quarters of the members present and voting in each branch, and if of the members present and voting one-third of the house and one-fourth of the senate vote for such enactment, but".

**Point of Order.** Mr. Sullivan of Lawrence raised the point of order that the amendment was not properly before the Convention, being substantially the same as the amendment moved by Mr. Loring of Beverly and rejected. The President declared the point of order not well taken.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Hale of Boston; and on the roll call 128 members voted in the affirmative and 148 in the negative, as follows: —

YEAS.

Messrs. Adams, Charles Francis  
 Anderson, Frederick L.  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Bates, Sanford  
 Benton, Everett C.  
 Besse, Harold A.

Messrs. Blackmur, Paul R.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Brown, Samuel F.  
 Bruce, Charles  
 Bryant, Lincoln  
 Burns, William A.  
 Buttrick, Allan G.

**Messrs.** Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Edwin U.  
 Dale, George H.  
 Davis, William R.  
 Delano, Robert T.  
 Doe, Orestes T.  
 Douglass, John J.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feiker, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fisher, Edward  
 Fitz-Randolph, Reginald T.  
 Fraser, Eugene B.  
 French, Asa P.  
 Frost, Archie N.  
 Gates, Joseph S.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Nesbit G.  
 Greenwood, Hamlet S.  
 Hall, Elisha S.  
 Hall, Frederick S.  
 Hamilton, Andrew Foster  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kenefick, Thomas W.  
 Kinney, William S.

**Messrs.** Kneil, Arthur S.  
 Lane, Daniel W.  
 Langelier, Louis F. R.  
 Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lummus, Henry T.  
 Lyman, Frank E.  
 Merriam, John M.  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Parker, George S.  
 Parker, Herbert  
 Parkman, Henry  
 Powers, Samuel L.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.

**NAYS.**

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Avery, Nathan P.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Boucher, Joseph Zoël

**Messrs.** Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.

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Messrs.	Coakley, Daniel H.	Messrs.	Mancovitz, David
	Coleman, George W.		Mansfield, John J.
	Corrigan, Robert S.		Martin, Martin L.
	Costello, Francis M.		McAnarney, John W.
	Coughlan, William J.		McCarthy, Charles F.
	Craven, John H.		McCormack, John W.
	Creamer, Walter H.		McIsaac, Daniel V.
	Creed, James F.		McKeon, Francis P.
	Cummings, John W.		McLaud, Abner S.
	Daley, Peter		Merrill, George Frye
	Daly, John W.		Michelman, Joseph
	Dean, Robert A.		Mitchell, John
	Delaney, Louis F.		Moran, William
	Dellinger, Raymond P.		Morrill, Charles H.
	Derbyshire, James H.		Moynihan, James J.
	Donnelly, James P.		Murley, Joseph J.
	Donoghue, John A.		Myron, John F.
	Donovan, Daniel R.		Nestor, Patrick F.
	Donovan, James A.		Newhall, Arthur N.
	Donovan, Thomas F.		Newton, H. Huestis
	Doran, James P.		Nutting, Edward H.
	Driscoll, Dennis D.		O'Connell, John J.
	Driscoll, Timothy J.		O'Connell, John P.
	Finn, E. Philip		O'Connell, Joseph F.
	Flaherty, William		O'Connor, John D.
	Flye, Louis Edwin		Peirce, Albion G.
	Flynn, Maurice R.		Pelletier, Joseph C.
	Gallagher, Daniel J.		Peterson, Patrick
	Garland, Francis P.		Quincy, Josiah
	Gartland, John J.		Quinn, Timothy F.
	Glazier, Frederick P.		Ray, Herbert L.
	Good, John P.		Rieutord, Louis O.
	Granfield, William J.		Ross, Samuel
	Graumann, John		Sawyer, Roland D.
	Green, Thomas H.		Shanahan, William J.
	Haines, Benjamin F.		Shaw, Michael F.
	Hale, Edward R.		Shea, John T.
	Hale, Matthew		Sheehan, Christopher A.
	Harding, Clarence W.		Sherburne, Nelson
	Harriman, Arthur N.		Skerrett, Mark N.
	Harrington, Patrick H.		Sparrell, Ernest H.
	Hart, Albert Bushnell		Stoeber, Charles
	Hawley, Truman R.		Sullivan, Joseph M.
	Hicks, George H.		Sullivan, Michael A.
	Hoitt, Augustus J.		Sullivan, William H.
	Horgan, Francis J.		Sullivan, William J.
	Johnson, Charles R.		Swig, Louis
	Keliher, John A.		Talbot, Harry R.
	Kelley, Thomas R.		Theller, Ralph L.
	Kenny, Herbert A.		Thompson, Edward
	Kilbon, John L.		Twomey, John C.
	Lane, Dwight F.		Walker, George
	Larson, Charles G.		Walker, Joseph
	Leboeuf, Telesphore		Walsh, David I.
	Leonard, Joseph J.		Washburn, Albert H.
	Lomasney, Martin M.		Webster, Francis E.
	Love, Joseph A.		Webster, George P.
	Lynch, John C.		Whipple, Sherman L.
	MacMaster, Edward A.		Whitehead, James
	Maguire, James E.		Wilson, William H.
	Mahoney, John J.		Winslow, Guy M.

128 yeas; 148 nays.

Therefore the amendment was rejected.

Mr. Washburn, — amendments. Mr. Washburn of Middleborough then withdrew the pending amendments moved by him, there being no objection.

The question then came on the adoption of the following pending amendment, moved by Mr. Richardson of Newton: Inserting after line 78 the following paragraph: —

Mr. Richardson,  
—  
amendment.

"No part of the constitution which provides for the establishment of the popular initiative and referendum shall be the subject of an initiative petition."

The sense of the Convention was taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 137 members voted in the affirmative and 140 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Feiker, William H.
Adams, Scott	Ferrey, Irving D.
Anderson, Frederick L.	Ferry, James R.
Avery, Nathan P.	Fisher, Edward
Bailey, Charles O.	Fitz-Randolph, Reginald T.
Balch, Francis N.	Fraser, Eugene B.
Ballantyne, John	French, Asa P.
Bangs, Francis R.	Frost, Archie N.
Barnes, Clarence A.	Gates, Joseph S.
Barnes, George L.	Gaylord, Henry E.
Bartlett, Horace I.	George, Samuel W.
Bassett, Edmund	Giddings, Charles
Begley, John S.	Gleason, Nesbit G.
Benton, Everett C.	Greenwood, Hamlet S.
Besse, Harold A.	Hale, Edward R.
Bicknell, Wallace H.	Hall, Elisha S.
Bolster, Percy G.	Hall, Frederick S.
Bosworth, Henry H.	Hall, Isaac Freeman
Bouvé, Walter L.	Hamilton, Andrew Foster
Boyden, Frank L.	Hibbard, Charles E.
Boyer, Elmer E.	Hicks, George H.
Brackett, John Q. A.	Hobbs, Clarence W., Jr.
Brooks, George F.	Jones, George R.
Brown, Samuel F.	Kelley, George W.
Bruce, Charles	Kenefick, Thomas W.
Bryant, Lincoln	Kinney, William S.
Burns, William A.	Kneil, Arthur S.
Buttrick, Allan G.	Lane, Daniel W.
Chandler, Leonard B.	Langelier, Louis F. R.
Chase, Mial W.	Logan, James
Churchill, George B.	Look, William J.
Clapp, Robert P.	Loring, Augustus P.
Clark, Chester W.	Lowe, Arthur H.
Codman, James M., Jr.	Lowell, James A.
Coe, S. Hamilton	Luce, Robert
Collins, Samuel I.	Lummus, Henry T.
Coogan, Clement F.	Lyman, Frank E.
Cook, Benjamin A.	McLaud, Abner S.
Cook, Rufus H.	Merriam, John M.
Coombs, Zelotes W.	Michelman, Joseph
Cox, Guy W.	Mitchell, Charles
Crafts, Lyman A.	Montague, David T.
Crosby, J. Howell	Moore, Charles D. C.
Crossley, William Cyril	Morton, James M.
Curtis, Edwin U.	Parker, George S.
Dale, George H.	Parker, Herbert
Davis, William R.	Parkman, Henry
Delano, Robert T.	Peirce, Albion G.
Doe, Orestes T.	Pillsbury, Albert E.
Dresser, Frank F.	Powers, Samuel L.
Dutch, Charles Frederick	Putnam, Harry B.
Farnsworth, Frank S.	Reidy, Michael J.

## JOURNAL OF THE CONVENTION,

**Messrs.** Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Sparrell, Ernest H.  
 Stearns, Harry N.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Swig, Louis  
 Tatman, Charles T.  
 Thompson, Hubert C.

**Messrs.** Thompson, John L.  
 Tilton, Rufus H.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.

### NAYS.

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bigney, Robert E.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Charbonneau, Henry V.  
 Clark, Ezra W.  
 Coakley, Daniel H.  
 Coleman, George W.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Craven, John H.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Cusick, John F.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Dillingler, Raymond P.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.

**Messrs.** Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Gardland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Granfield, William J.  
 Graumann, John  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Hutchings, Henry M.  
 Johnson, Charles R.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kenny, Herbert A.  
 Kilbon, John L.  
 Lane, Dwight F.  
 Larson, Charles G.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.

Messrs. Merrill, George Frye  
 Mitchell, John  
 Moran, William  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.

Messrs. Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.

137 yeas; 140 nays.

Therefore the amendment was rejected.

The question next came on the adoption of the remaining amendment previously moved by Mr. Richardson of Newton, and 108 members voted in the affirmative and 97 in the negative. Mr. Richardson,  
son, —  
amendment.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 145 members voted in the affirmative and 128 in the negative, as follows: —

#### YEAS.

Messrs. Adams, Charles Francis  
 Adams, Scott  
 Anderson, Frederick L.  
 Avery, Nathan P.  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Bates, Sanford  
 Besse, Harold A.  
 Bicknell, Wallace H.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Brown, Samuel F.  
 Bruce, Charles  
 Bryant, Lincoln  
 Burns, William A.  
 Buttrick, Allan G.

Messrs. Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Clark, Ezra W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Udwin U.  
 Davis, William R.  
 Delano, Robert T.  
 Dellinger, Raymond P.  
 Derbyshire, James H.  
 Doe, Orestes T.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.

## JOURNAL OF THE CONVENTION,

Messrs.	Feiker, William H.	Messrs.	Montague, David T.
	Ferrey, Irving D.		Moore, Charles D. C.
	Ferry, James R.		Morton, James M.
	Fisher, Edward		Nutting, Edward H.
	Fitz-Randolph, Reginald T.		Parker, George S.
	Fraser, Eugene B.		Parker, Herbert
	French, Asa P.		Parkman, Henry
	Frost, Archie N.		Peirce, Albion G.
	Gates, Joseph S.		Pillsbury, Albert E.
	Gaylord, Henry E.		Putnam, Harry B.
	George, Samuel W.		Reidy, Michael J.
	Giddings, Charles		Richardson, Edward A.
	Gleason, Nesbit G.		Richardson, James P.
	Granfield, William J.		Robbins, Edward J.
	Greenwood, Hamlet S.		Saunders, Amos T.
	Hale, Edward R.		Shattuck, Josiah B.
	Hall, Elisha S.		Shea, John M.
	Hall, Frederick S.		Smith, Jerome S.
	Hall, Isaac Freeman		Smith, Rutherford E.
	Hamilton, Andrew Foster		Stearns, Harry N.
	Hibbard, Charles E.		Stoneman, David
	Hicks, George H.		Sullivan, Edmund G.
	Hobbs, Clarence W., Jr.		Sweeney, Edward A.
	Hutchings, Henry M.		Sweet, Joseph L.
	Jones, George R.		Swig, Louis
	Kelley, George W.		Talbot, Harry R.
	Kenefick, Thomas W.		Tatman, Charles T.
	Kinney, William S.		Thompson, Hubert C.
	Kneil, Arthur S.		Thompson, John L.
	Lane, Daniel W.		Tilton, Rufus H.
	Langelier, Louis F. R.		Turner, Joseph
	Logan, James		Underhill, Charles L.
	Look, William J.		Walcott, Robert
	Loring, Augustus P.		Washburn, Albert H.
	Lowe, Arthur H.		Washburn, Charles G.
	Lowell, James A.		Waterman, George B.
	Luce, Robert		Wellman, Arthur Holbrook
	Lummus, Henry T.		Wheeler, William
	Lyman, Frank E.		White, John A.
	Mancovitz, David		Whittier, Eugene P.
	McAnarney, John W.		Willett, George Franklin
	McLaud, Abner S.		Williams, Fred Homer
	Merriam, John M.		Wing, Herbert
	Michelman, Joseph		Wood, Charles J.
	Mitchell, Charles		

## NAYS.

Messrs.	Adams, Brooks	Messrs.	Burrell, Fred J.
	Adams, Smith J.		Butler, A. Webster
	Aylward, James F.		Callahan, Timothy F.
	Barrett, James T.		Carr, Edward
	Batchelder, Albert W.		Corrigan, Robert S.
	Bauer, Ralph S.		Costello, Francis M.
	Begley, John S.		Coughlan, William J.
	Bennett, Frank P.		Craven, John H.
	Bergengren, Roy F.		Creamer, Walter H.
	Bigney, Robert E.		Creed, James F.
	Boucher, Joseph Zoël		Cummings, John W.
	Bowen, Patrick		Cusick, John F.
	Boynton, Thomas J.		Daley, Peter
	Brennan, James H.		Daly, John W.
	Brennan, James J.		Dean, Robert A.
	Brine, Henry C.		Delaney, Louis F.
	Broderick, Patrick S.		Donnelly, James P.
	Brown, E. Gerry		Donoghue, John A.
	Bullock, William J.		Donovan, Daniel R.

TUESDAY, NOVEMBER 13, 1917.

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Messrs. Donovan, James A.  
Donovan, Thomas F.  
Doran, James P.  
Douglass, John J.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Flye, Louis Edwin  
Flynn, Maurice R.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
Glazier, Frederick P.  
Good, John P.  
Graumann, John  
Green, Thomas H.  
Haines, Benjamin F.  
Harding, Clarence W.  
Harriman, Arthur N.  
Harrington, Patrick H.  
Hart, Albert Bushnell  
Hawley, Truman R.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Johnson, Charles R.  
Keliher, John A.  
Kelley, Thomas R.  
Kenny, Herbert A.  
Kilbon, John L.  
Lane, Dwight F.  
Larson, Charles G.  
Leboeuf, Telesphore  
Leonard, Joseph J.  
Lomasney, Martin M.  
Love, Joseph A.  
Lynch, John C.  
MacMaster, Edward A.  
Maguire, James E.  
Mahoney, John J.  
Mansfield, John J.  
Martin, Martin L.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.

Messrs. McKeon, Francis P.  
Merrill, George Frye  
Mitchell, John  
Moran, William  
Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quinn, Timothy F.  
Ray, Herbert L.  
Rieutord, Louis O.  
Ross, Samuel  
Sawyer, Roland D.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Skerrett, Mark N.  
Sparrell, Ernest H.  
Stoeber, Charles  
Sullivan, Joseph M.  
Sullivan, Michael A.  
Sullivan, William H.  
Sullivan, William J.  
Theller, Ralph L.  
Thompson, Edward  
Twomey, John C.  
Walker, George  
Walker, Joseph  
Walsh, David I.  
Webster, George P.  
Whipple, Sherman L.  
Whitehead, James  
Wilson, William H.  
Winslow, Guy M.

145 yeas; 128 nays.

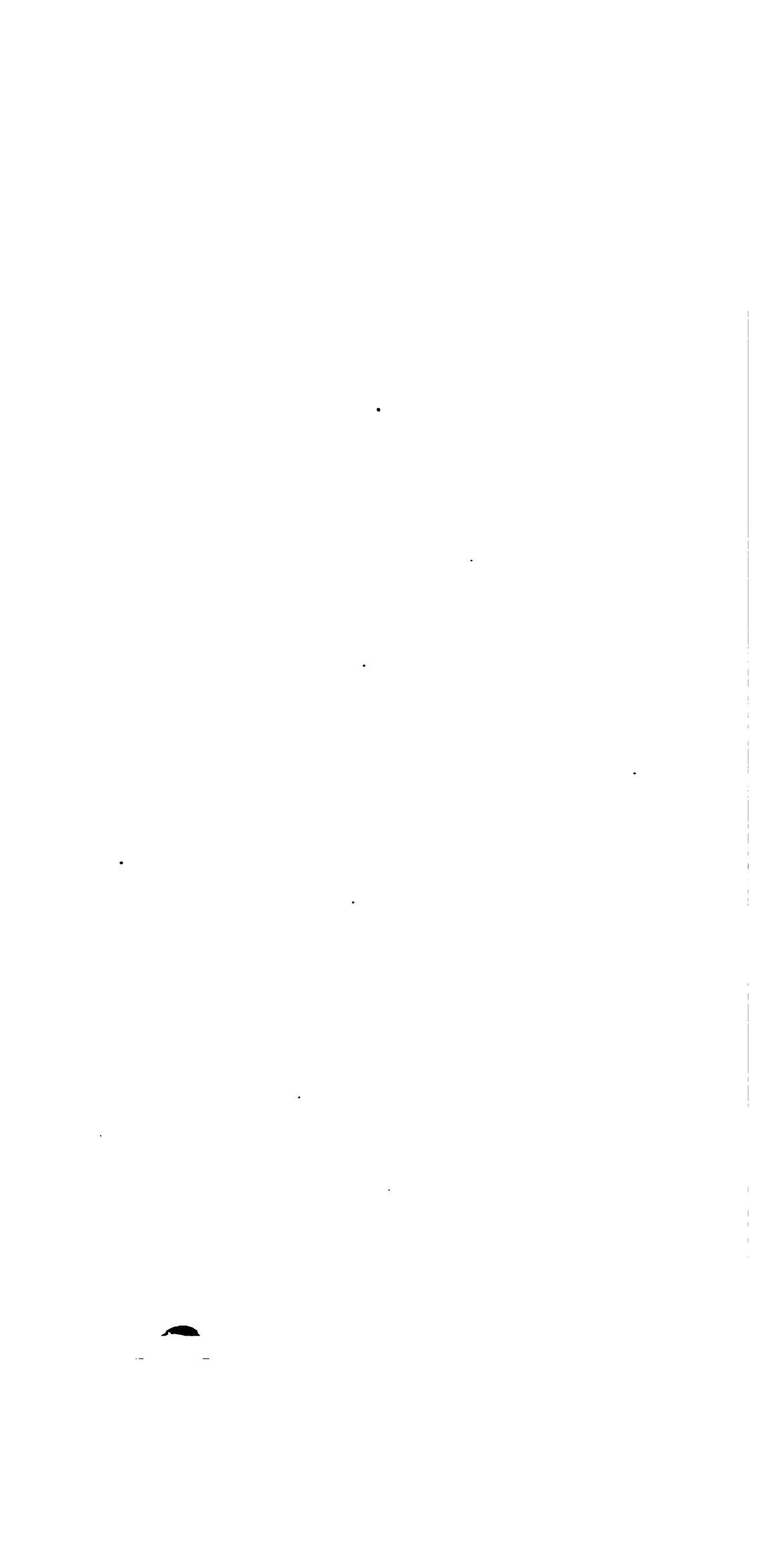
Therefore the amendment was adopted, as follows: Inserting after line 78 the following paragraph: —

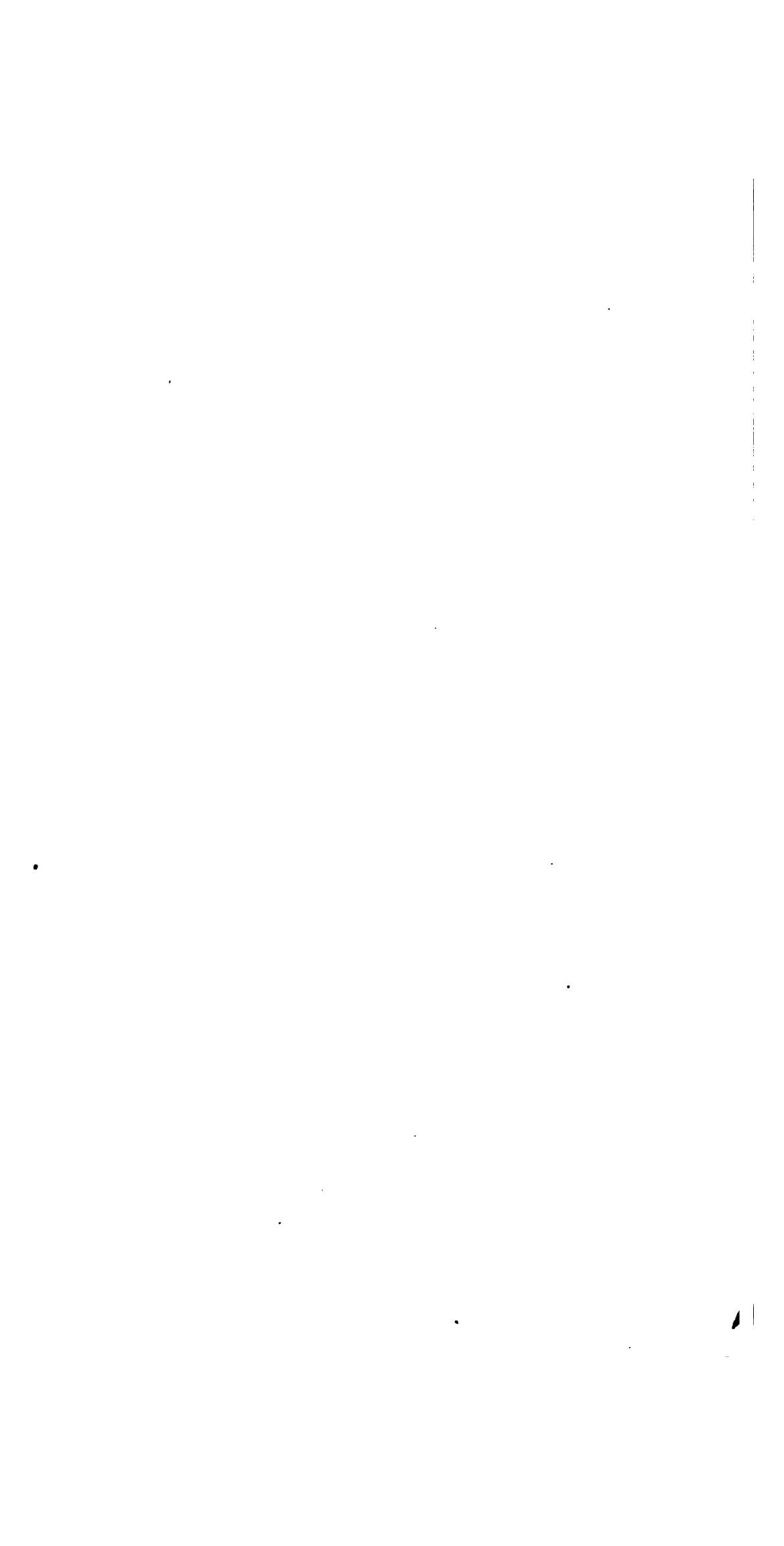
"No part of the constitution specifically excluding any matter from the operation of the popular initiative and referendum shall be the subject of an initiative petition."

Mr. Kinney of Boston then moved that the Convention adjourn; and this motion prevailed.

Adjournment.

Accordingly, at five minutes before four o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.







# JOURNAL OF THE CONVENTION.

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WEDNESDAY, November 14, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

## *Leave of Absence.*

On motion of Mr. Creed of Boston, —

*Ordered*, That Mr. Washburn of Middleborough be granted <sup>Albert H.</sup> ~~Washburn.~~ leave of absence, under Rule 13, until Tuesday, November 20, on account of important engagements outside of the Commonwealth.

On motion of Mr. Twomey of Lawrence, —

*Ordered*, That Mr. Sullivan of Lawrence be granted leave of <sup>Michael A.</sup> ~~Sullivan.~~ absence from the morning session to-day, in order that he may attend a funeral service.

## *Convention Procedure.*

Mr. Kilbon of Springfield offered the following order: —

*Ordered*, That, after completion of the votes now pending on the passage to a third reading of the Resolution to provide for establishing the popular initiative and referendum, the Convention go into Committee of the Whole for the consideration of such matters upon its Docket as are the subject of unanimous adverse reports from the committees to which they were referred: *provided*, that, whenever the committee on Form and Phraseology shall report to the Convention the Resolution to provide for establishing the popular initiative and referendum, the question on passing that resolution to be engrossed shall have precedence over all other questions in regular order, so far as not inconsistent with the rules of the Convention.

After debate the further consideration of the order was postponed until the next session, at the request of Mr. Feiker of Northampton.

## *Approval of Bills of the Convention.*

On motion of Mr. Luce of Waltham, —

*Ordered*, That the committee on Rules and Procedure be authorized to designate some member of said committee to approve, during the recess of the Convention, bills for editing the stenographic report of the proceedings of the Convention and of the Committee of the Whole, or other bills relating to the work of the Convention.

Committee on  
Rules and  
Procedure,  
approval of  
bills of the  
Convention.

*Discharged from the Orders of the Day.*

**Expenses of the Convention, — additional appropriation from the General Court.**

On motion of Mr. Sullivan of Salem the motion that the committee on Rules and Procedure and the committee on Contingent Expenses and Pay-Roll, [A] sitting jointly, be instructed to take necessary steps to secure from the General Court of 1918 a sufficient appropriation to cover the deficits already accrued at this session, and the estimated expenses of the sessions of the Convention to be held in 1918 [B], the appropriation also to include a sufficient sum to be paid as compensation to the delegates at the rate of \$150 per month during 1918, and also including compensation to be paid the delegates for November, 1917, at the same rate of \$150 per month, together with the proper travelling or mileage expenses for the 1918 session [C]; but the total of the monthly compensation not to exceed \$750 to each delegate for ordinary services rendered after November 1, 1917, — was discharged from the Orders of the Day, under Rule 39, and considered.

**Mr. Sullivan, — amendment.**

The same member moved that the motion be amended by striking out, at "A", the words "sitting jointly, be instructed to take necessary steps to secure", and inserting in place thereof the words "acting jointly, be requested to inquire into the matter of securing".

**Mr. Cook, — amendment.**

Mr. Cook of Northampton moved that the motion be amended by striking out all after the word "session", at "C".

**Mr. Brown, — amendment.**

Mr. Brown of Brockton moved that the motion be amended by striking out all after the date "1918", at "B".

After debate Mr. Delaney of Holyoke moved the previous question; and this motion, after further debate, was adopted.

The amendment moved by Mr. Sullivan was then adopted; and the amendment moved by Mr. Brown was adopted, by a vote of 104 to 27. The amendment moved by Mr. Cook was thus eliminated.

The motion, as amended, was then adopted, by a vote of 99 to 73.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

**Initiative and referendum.**

The Resolution to provide for establishing the popular initiative and referendum (Doc. No. 367, amended), being the unfinished business of the last session, was considered further, the main question being on ordering it to a third reading.

**Mr. Burns, — amendment.**

The question first came on the pending amendment moved by Mr. Burns of Pittsfield; and it was adopted, as follows: — Adding after the word "repealed", in line 286, the words ": provided, that no such law shall be held to be disapproved if the negative vote is less than thirty per cent of the highest number of votes cast at such state election".

**Mr. Swig, — amendment.**

The question then came on the following pending amendment, moved by Mr. Swig of Taunton: Adding after line 74 the following paragraph: —

"Provided, however, that no amendment to the constitution relating to religion, religious practices or religious institutions shall be the subject of an initiative petition."

The sense of the Convention was taken by yeas and nays, at the request of Mr. Dennis D. Driscoll of Boston; and on the roll call 184 members voted in the affirmative and 89 in the negative, as follows:—

## YEAS.

Messrs. Adams, Smith J.	Messrs. Curtis, Edwin U.
Anderson, Frederick L.	Dale, George H.
Avery, Nathan P.	Daley, Peter
Bailey, Charles O.	Davis, William R.
Balch, Francis N.	Delano, Robert T.
Ballantyne, John	Dellinger, Raymond P.
Bangs, Francis R.	Derbyshire, James H.
Barker, Warren S.	Doe, Orestes T.
Barnes, Clarence A.	Dresser, Frank F.
Barnes, George L.	Dutch, Charles Frederick
Barrett, James T.	Farnsworth, Frank S.
Bartlett, Horace I.	Ferrey, Irving D.
Bassett, Edmund	Ferry, James R.
Batchelder, Albert W.	Fitz-Randolph, Reginald T.
Bates, Sanford	Flaherty, William
Bennett, Frank P.	Flye, Louis Edwin
Bergengren, Roy F.	Fraser, Eugene B.
Besse, Harold A.	French, Asa P.
Bicknell, Wallace H.	Frost, Archie N.
Blackmur, Paul R.	Garland, Francis P.
Bodfish, John D. W.	Gartland, John J.
Bosworth, Henry H.	Gates, Joseph S.
Bouvé, Walter L.	Gaylord, Henry E.
Boyer, Elmer E.	Giddings, Charles
Brackett, John Q. A.	Glazier, Frederick P.
Brennan, James H.	Gleason, Nesbit G.
Broderick, Patrick S.	Good, John P.
Brown, Samuel F.	Graumann, John
Bruce, Charles	Greenwood, Hamlet S.
Bryant, Lincoln	Hale, Edward R.
Bullock, William J.	Hall, Elisha S.
Burns, William A.	Hall, Frederick S.
Butler, A. Webster	Hall, Isaac Freeman
Buttrick, Allan G.	Hamilton, Andrew Foster
Callahan, Timothy F.	Hart, Albert Bushnell
Carr, Edward	Hawley, Truman R.
Chandler, Leonard B.	Hibbard, Charles E.
Charbonneau, Henry V.	Hicks, George H.
Chase, Mial W.	Hobbs, Clarence W., Jr.
Choate, Charles F., Jr.	Hutchings, Henry M.
Churchill, George B.	Jones, George R.
Clapp, Robert P.	Keliher, John A.
Clark, Chester W.	Kelley, George W.
Clark, Ezra W.	Kenefick, Thomas W.
Codman, James M., Jr.	Kilbon, John L.
Coe, S. Hamilton	Kinney, William S.
Collier, David R.	Kneil, Arthur S.
Collins, Samuel I.	Lane, Daniel W.
Coogan, Clement F.	Lane, Dwight F.
Cook, Benjamin A.	Langelier, Louis F. R.
Cook, Rufus H.	Larson, Charles G.
Coombs, Zelotes W.	Leonard, Joseph J.
Cox, Guy W.	Logan, James
Crafts, Lyman A.	Lomasney, Martin M.
Crossley, William Cyril	Look, William J.
Curtis, Arthur B.	Loring, Augustus P.

## JOURNAL OF THE CONVENTION,

Messrs. Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lummus, Henry T.  
 Lyman, Frank E.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 McLaud, Abner S.  
 Merriam, John M.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 Parker, Herbert  
 Parkman, Henry  
 Peirce, Albion G.  
 Peterson, Patrick  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Ray, Herbert L.  
 Richardson, Edward A.  
 Richardson, James P.  
 Rieutord, Louis O.  
 Robbins, Edward J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.

Messrs. Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Sparrell, Ernest H.  
 Stearns, Harry N.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Swig, Louis  
 Talbot, Harry R.  
 Tatman, Charles T.  
 Theller, Ralph L.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Turner, Joseph  
 Twomey, John C.  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Charles G.  
 Waterman, George B.  
 Webster, Francis E.  
 Webster, George P.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whitehead, James  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wonson, Carlton W.  
 Wood, Charles J.  
 Youngman, William S.

## NAYS.

Messrs. Adams, Brooks  
 Aylward, James F.  
 Bauer, Ralph S.  
 Bigney, Robert E.  
 Bolster, Percy G.  
 Boucher, Joseph Zoël  
 Boynton, Thomas J.  
 Brine, Henry C.  
 Brown, E. Gerry  
 Burrell, Fred J.  
 Coleman, George W.  
 Cooney, Charles F.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Craven, John H.  
 Creamer, Walter H.  
 Creed, James F.  
 Crosby, J. Howell  
 Cummings, John W.  
 Curtiss, Elmer L.  
 Cusick, John F.  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, James A.

Messrs. Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Feiker, William H.  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 George, Samuel W.  
 Granfield, William J.  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Leboeuf, Telesphore  
 Love, Joseph A.  
 Lynch, John C.  
 Mansfield, John J.  
 Martin, Martin L.  
 McAnarney, John W.

**Messrs.** McCarthy, Charles F.  
 McCormack, John W.  
 McKeon, Francis P.  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Pelletier, Joseph C.  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ross, Samuel

**Messrs.** Sawyer, Roland D.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Thompson, Edward  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Wilson, William H.  
 Winslow, Guy M.

184 yeas; 89 nays.

Therefore the amendment was adopted.

The following pending amendment, moved by Mr. George of Haverhill, was adopted: Inserting after the word "recommendations", in line 301, the words ", with the reason therefor,". Mr. George, — amendment.

Mr. George then withdrew the remaining pending amendments moved by him, there being no objection.

The following pending amendment, moved by Mr. William H. Sullivan of Boston, was rejected: Striking out, in line 206, the word "powers,". Mr. Sullivan, — amendment.

Mr. Dennis D. Driscoll of Boston then withdrew the pending amendments moved by him, there being no objection. Mr. Driscoll, — amendments.

The question then came on the adoption of the following pending amendment, moved by Mr. O'Connell of Boston: Striking out, in lines 203 to 208, inclusive, the following paragraph: —

"No law or amendment to the constitution relating to the appointment, qualification, tenure, or removal or compensation of judges; or relating to the recall of judges or judicial decisions; or relating to the powers, creation or abolition of courts, shall be the subject of such initiative petition."

Mr. O'Connell asked unanimous consent to withdraw the amendment. Objection was made by Mr. Dutch of Winchester.

The amendment was then rejected, by a vote of 66 to 140.

On the question on ordering the resolution, as amended, to a third reading the sense of the Convention was taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 165 members voted in the affirmative and 111 in the negative, as follows: —

#### YEAS.

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Avery, Nathan P.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bates, Sanford  
 Bauer, Ralph S.

**Messrs.** Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Boynton, Thomas J.  
 Brennan, James H.

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Messrs. Brine, Henry C.	Messrs. Kelley, Thomas R.
Broderick, Patrick S.	Kelly, Luke L.
Brown, E. Gerry	Kenny, Herbert A.
Bruce, Charles	Kerr, Alexander
Bullock, William J.	Kilbon, John L.
Burrell, Fred J.	Lane, Dwight F.
Butler, A. Webster	Langelier, Louis F. R.
Callahan, Timothy F.	Larson, Charles G.
Carr, Edward	Leboeuf, Telesphore
Clark, Ezra W.	Leonard, Joseph J.
Coakley, Daniel H.	Lomasney, Martin M.
Coleman, George W.	Look, William J.
Cooney, Charles P.	Love, Joseph A.
Corrigan, Robert S.	Lowe, Arthur H.
Costello, Francis M.	Luce, Robert
Coughlan, William J.	Lynch, John C.
Craven, John H.	MacMaster, Edward A.
Creamer, Walter H.	Maguire, James E.
Creed, James F.	Mahoney, John J.
Cummings, John W.	Mansfield, John J.
Curtis, Arthur B.	Martin, Martin L.
Curtiss, Elmer L.	McAnarney, John W.
Daley, Peter	McCarthy, Charles F.
Daly, John W.	McCormack, John W.
Dean, Robert A.	McKeon, Francis P.
Delaney, Louis F.	McLaud, Abner S.
Dellinger, Raymond P.	Merrill, George Frye
Derbyshire, James H.	Michelman, Joseph
Donnelly, James P.	Mitchell, John
Donoghue, John A.	Moran, William
Donovan, James A.	Moriarty, James T.
Donovan, Thomas F.	Morrill, Charles H.
Doran, James P.	Moynihan, James J.
Douglass, John J.	Murley, Joseph J.
Driscoll, Dennis D.	Myron, John F.
Driscoll, Timothy J.	Nestor, Patrick F.
Flaherty, William	Newhall, Arthur N.
Flye, Louis Edwin	Newton, H. Huestis
Flynn, Maurice R.	Nutting, Edward H.
Fraser, Eugene B.	O'Connell, John J.
Frost, Archie N.	O'Connell, John P.
Gallagher, Daniel J.	O'Connell, Joseph F.
Garland, Francis P.	O'Connor, John D.
Gartland, John J.	Peirce, Albion G.
Gates, Juseph S.	Pelletier, Joseph C.
Glazier, Frederick P.	Peterson, Patrick
Good, John P.	Quincy, Josiah
Granfield, William J.	Quinn, Timothy F.
Graumann, John	Ray, Herbert L.
Green, Thomas H.	Rieutord, Louis O.
Greenwood, Hamlet S.	Ross, Samuel
Haines, Benjamin F.	Sawyer, Roland D.
Hale, Matthew	Shanahan, William J.
Hamilton, Andrew Foster	Shaw, Michael F.
Harding, Clarence W.	Shea, John T.
Harriman, Arthur N.	Sheehan, Christopher A.
Harrington, Patrick H.	Sherburne, Nelson
Hart, Albert Bushnell	Smith, Jerome S.
Hawley, Truman R.	Sparrell, Ernest H.
Hicks, George H.	Stoeber, Charles
Hoitt, Augustus J.	Stoneman, David
Horgan, Francis J.	Sullivan, Joseph M.
Johnson, Charles R.	Sullivan, William H.
Jones, George R.	Sullivan, William J.
Keliher, John A.	Sweeney, Edward A.

**Messrs.** Swig, Louis  
Talbot, Harry R.  
Theller, Ralph L.  
Thompson, Edward  
Twomey, John C.  
Underhill, Charles L.  
Walker, George  
Walker, Joseph  
Walsh, David I.

**Messrs.** Webster, Francis E.  
Webster, George F.  
Whipple, Sherman L.  
Whitehead, James  
Willett, George Franklin  
Wilson, William H.  
Winslow, Guy M.  
Wonson, Carlton W.

**NAYS.**

**Messrs.** Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, Clarence A.  
Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Besse, Harold A.  
Blackmur, Paul R.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyden, Frank L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Brown, Samuel F.  
Bryant, Lincoln  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Charbonneau, Henry V.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Cox, Guy W.  
Crafts, Lyman A.  
Crosby, J. Howell  
Crussey, William Cyril  
Curtis, Edwin U.  
Dale, George H.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Doe, Orestes T.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.  
Ferrey, Irving D.  
Ferry, James R.  
Fitz-Randolph, Reginald T.

**Messrs.** French, Asa P.  
Gaylord, Henry E.  
Giddings, Charles  
Gleason, Nesbit G.  
Hale, Edward R.  
Hall, Elisha S.  
Hall, Frederick S.  
Hall, Isaac Freeman  
Hibbard, Charles E.  
Hobbs, Clarence W., Jr.  
Hutchings, Henry M.  
Kelley, George W.  
Kenefick, Thomas W.  
Kinney, William S.  
Kneil, Arthur S.  
Lane, Daniel W.  
Logan, James  
Loring, Augustus P.  
Lowell, James A.  
Lyman, Frank E.  
Merriam, John M.  
Mitchell, Charles  
Montague, David T.  
Moore, Charles D. C.  
Morton, James M.  
Parker, Herbert  
Parkman, Henry  
Pillsbury, Albert E.  
Powers, Samuel L.  
Putnam, Harry B.  
Richardson, Edward A.  
Richardson, James P.  
Robbins, Edward J.  
Robinson, George H.  
Saunders, Amos T.  
Shattuck, Josiah B.  
Shea, John M.  
Smith, Rutherford E.  
Stearns, Harry N.  
Sullivan, Edmund G.  
Sweet, Joseph L.  
Tatman, Charles T.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Turner, Joseph  
Walcott, Robert  
Washburn, Charles G.  
Waterman, George B.  
Weeks, George LeRoy  
Wellman, Arthur Holbrook  
Wheeler, William  
White, John A.

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Messrs. Whittier, Eugene P.  
Williams, Fred Homer  
Wing, Herbert

Messrs. Wood, Charles J.  
Youngman, William S.

165 yeas; 111 nays.

Therefore the resolution, as amended (Doc. No. 369), was ordered to a third reading.

*Address to the people.*

The report of the committees on Rules and Procedure and Amendment and Codification of the Constitution, sitting jointly, submitting an address to the people with reference to the work of the Convention, and an order relative to the publication thereof (see Doc. No. 366), was then considered; and it was rejected.

*Compensation of porters.*

The following order was then considered: —

*Ordered*, That such porters [A] as the Sergeant-at-Arms shall certify have been in attendance in the employ of the Commonwealth in and about the rooms and corridors occupied by the Convention and its committees, or members thereof, since the Convention has been in session, be paid the sum of fifty dollars each as extra compensation by reason of the holding of said Convention.

*Mr. Twomey, amendment.*

Pending the question on the adoption of the amendment previously moved by Mr. Underhill of Somerville (inserting after the word "porters", at "A", the words "and watchmen"), Mr. Twomey of Lawrence moved that the order be amended by also inserting, at "A", the words "and scrubwomen".

After debate Mr. Besse of Newburyport moved the previous question; and this motion, after further debate, was negatived.

Mr. Curtis of Revere then moved that the order and pending amendments be recommitted to the committee on Contingent Expenses and Pay-Roll; and this motion prevailed.

*Taken from the Table.*

*Necessaries of life, — acquirement, sale and distribution.*

On motion of Mr. Balch of Boston the following resolution, presented by him on October 11, was taken from the table: —

*Resolved*, That it is the sense of this Convention that the article of amendment authorizing the enactment of laws governing the acquirement, sale and distribution of the necessities of life, was intended for emergency use only, to wit, in abnormal times or circumstances; and that it was intended the Legislature should be the sole judge of the existence of such times or circumstances.

Mr. Balch then withdrew the resolution, there being no objection.

*Reduction in Fares to Camp Devens.*

Mr. Coughlan of Boston presented the following resolution: —

*Whereas*, A movement has been instituted for the purpose of securing a reduction in the train fare for the men detailed at Camp Devens; and

*Whereas*, The opportunities of the men of the national army at Ayer of visiting their families and friends are very much limited by reason of the train fare being entirely out of proportion to their financial means; and

*Reduction of fares to Camp Devens at Ayer.*

*Whereas*, The affording of an opportunity for the men at Camp Devens, under reasonable conditions, to visit their homes is a public duty which "public utilities" should recognize; and

*Whereas*, Such an opportunity operates as an incentive for strict adherence to military duties; now therefore be it

*Resolved*, That the Constitutional Convention of The Commonwealth of Massachusetts hereby places itself on record in favor of a reasonable reduction in the rate of fare on the Boston and Maine Railroad for the trip to and from Camp Devens on Saturdays, Sundays and holidays for the benefit of the soldiers, their families and the general public.

The same member moved a suspension of Rule 36, that the resolution might be considered; and this motion was negative.

*Committee of the Whole — Adjournment.*

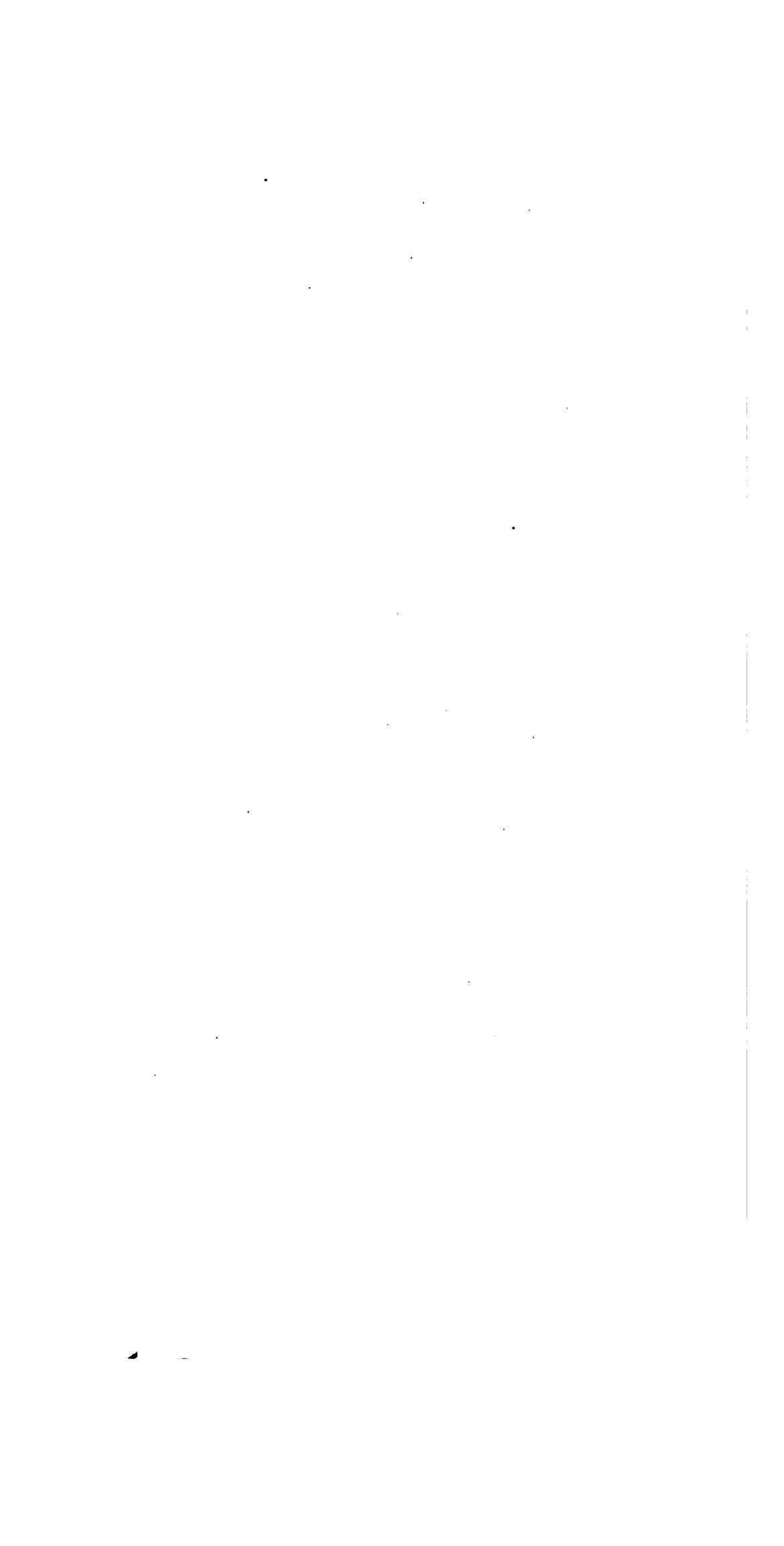
Mr. Sawyer of Ware moved that the Convention resolve itself into Committee of the Whole, for the purpose of considering such matters on its Docket as have been given unanimous adverse reports by the committees to which they were referred.

Mr. Edwin U. Curtis of Boston then moved that the Convention adjourn, to meet on Tuesday next at one o'clock P.M.

The question first came on the motion of Mr. Curtis; and after debate the previous question was ordered, on motion of Mr. Collins of Amesbury.

The motion of Mr. Curtis was then adopted, by a vote of 147 to 75.

Accordingly, at twenty minutes before one o'clock, the President declared the Convention adjourned, to meet on Tuesday next at one o'clock P.M.



# JOURNAL OF THE CONVENTION.

TUESDAY, November 20, 1917.

Met according to adjournment, at one o'clock P.M.

Prayer was offered by Rev. Roland D. Sawyer of Ware, a member of the Convention.

## *Extension of Time for Certain Reports.*

On motion of Mr. Rieutord of Southbridge, —

*Ordered*, That the committees on Amendment and Codification of the Constitution, State Administration, and State Administration and the Executive (sitting jointly) be granted further time in which to report on matters before them.

Reports of  
committees,  
extension of  
time. —

## *Committee on Form and Phraseology. — Report on the Initiative and Referendum.*

Mr. Hobbs of Worcester offered the following order: —

*Ordered*, That the committee on Form and Phraseology be excused from reporting in detail all alterations in punctuation and phraseology, which have to do only with questions of form, in the Resolution to provide for establishing the popular initiative and referendum (Doc. No. 369).

Committee on  
Form and  
Phraseology, —  
report on the  
initiative and  
referendum.

After debate the order was adopted.

## *Convention Procedure.*

The following order, offered by Mr. Kilbon of Springfield, the consideration of which was postponed from the last session, was rejected, by a vote of 30 to 53: —

*Ordered*, That, after completion of the votes now pending on the passage to a third reading of the Resolution to provide for establishing the popular initiative and referendum, the Convention go into Committee of the Whole for the consideration of such matters upon its Docket as are the subject of unanimous adverse reports from the committees to which they were referred: *provided*, that, whenever the committee on Form and Phraseology shall report to the Convention the Resolution to provide for establishing the popular initiative and referendum, the question on passing that resolution to be engrossed shall have precedence over all other questions in regular order, so far as not inconsistent with the rules of the Convention.

Method of  
procedure.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The motion of Mr. Sawyer of Ware, that the Convention resolve itself into Committee of the Whole for the purpose of con-

Proposed ses-  
sion of the  
Committee of  
the Whole

## JOURNAL OF THE CONVENTION.

sidering such matters on its Docket as have been given unanimous adverse reports by the committees to which they were referred, being the unfinished business of the last session, was rejected, by a vote of 38 to 77.

*Proposed Session of the Committee of the Whole.*

Proposed session of the Committee of the Whole.

Mr. Luce of Waltham moved that the Convention resolve itself into Committee of the Whole, for the purpose of considering the resolutions relative to the election and term of office of judges; and on this motion 58 members voted in the affirmative and 65 in the negative.

Quorum.

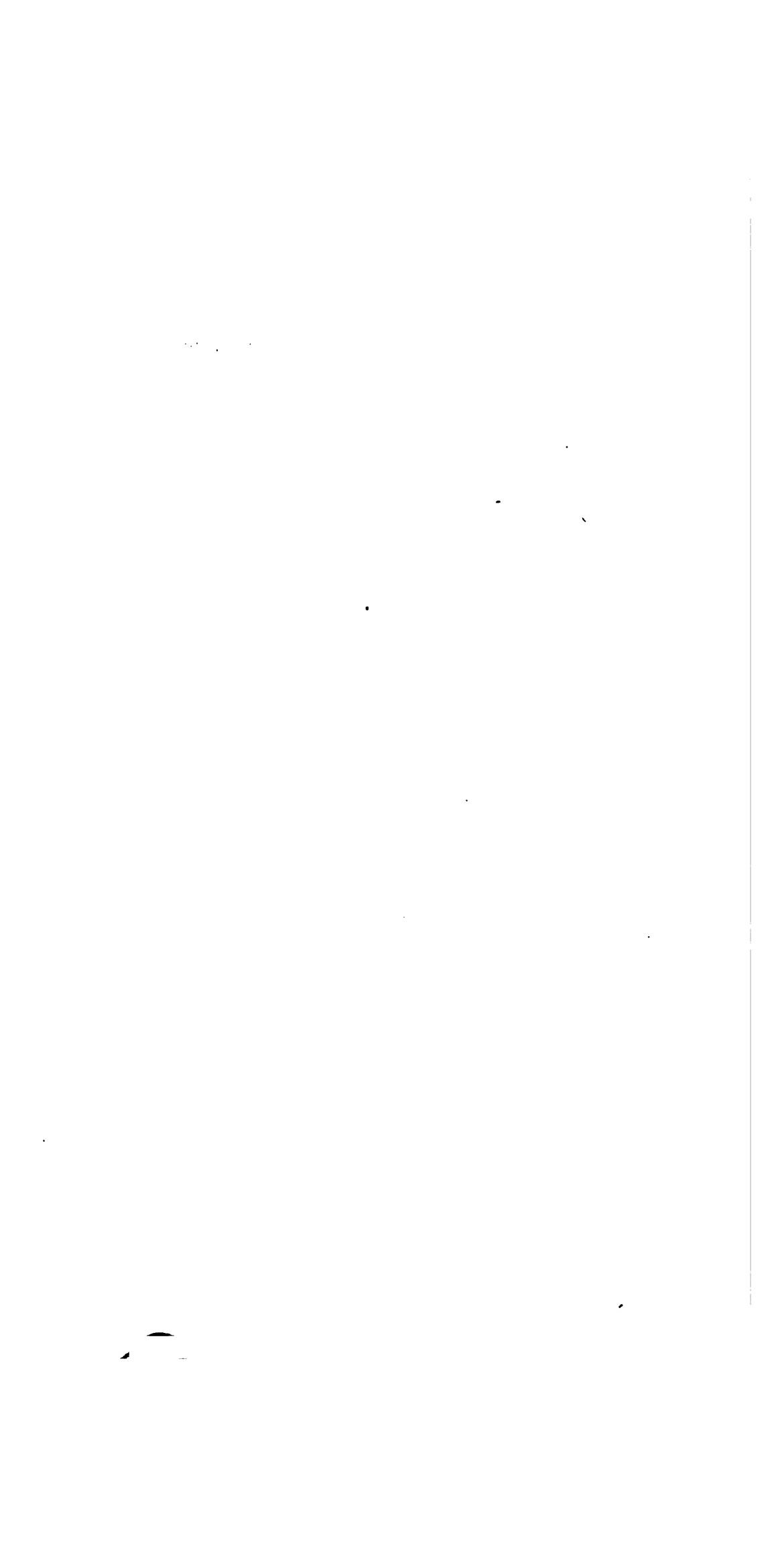
Mr. Luce raised the point of order that a quorum was not present. A count of the Convention showed that 158 members were present.

Adjournment.

On the appearance of a quorum, and after debate on the motion of Mr. Luce, Mr. Parkman of Boston moved that the Convention adjourn; and this motion prevailed.

Accordingly, at twenty-seven minutes after one o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.





# JOURNAL OF THE CONVENTION.

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WEDNESDAY, November 21, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Willard T. Perrin, D.D., of Newton.

## *Leave of Absence.*

On motion of Mr. Bullock of New Bedford, —

*Ordered*, That Mr. Theller of New Bedford be granted leave <sup>Ralph L.</sup> <sub>Theller.</sub> of absence, under Rule 13, until Friday next, on account of professional engagements.

## *Filling of Vacancies in the Membership of the Convention.*

Mr. George of Haverhill, for the committees on Elections and Rules and Procedure, sitting jointly, who were requested (by an order offered by Mr. Harriman of New Bedford and adopted on November 1) to consider the advisability of making provision for filling vacancies in the membership of the Convention, reported recommending that it is inadvisable at the present time for the Convention to take action in this matter [Mr. Dean of Fall River, of the committee on Elections and Messrs. Luce of Waltham and Powers of Newton, of the committee on Rules and Procedure, dissenting].

Membership of  
the Conven-  
tion, — filling  
of vacancies.

The report was read; and it was placed in the Orders of the Day for the next session.

## *Additional Appropriation from the General Court.*

Mr. Underhill of Somerville, for the committee on Rules and Procedure and the committee on Contingent Expenses and Pay-Roll, acting jointly, who were requested (by a motion of Mr. Sullivan of Salem, amended and adopted on November 14) to inquire into the matter of securing from the General Court of 1918 a sufficient appropriation to cover the deficits already accrued at this session, and the estimated expenses of the sessions of the Convention to be held in 1918, reported that it is inadvisable at the present time for the Convention to take action in this matter.

Expenses of the  
Convention, —  
additional ap-  
propriation  
from  
the General  
Court.

The report was read; and it was placed in the Orders of the Day for the next session.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The motion of Mr. Luce of Waltham, that the Convention resolve itself into Committee of the Whole for the purpose of considering the resolutions relative to the election and term of office of judges, being the unfinished business of the last session, was rejected.

Proposed ses-  
sion of the  
Committee of  
the Whole.

**Initiative and referendum.**

The Resolution to provide for establishing the popular initiative and referendum (Doc. No. 369) was read a third time.

**Committee on Form and Phraseology,  
— report.**

Mr. Loring of Beverly, for the committee on Form and Phraseology, reported recommending that the resolution be amended by the substitution of the resolution printed in Doc. No. 370, changed by inserting after the word "amendments", in line 4, the words "and laws".

**Mr. Pillsbury,  
— amendment.**

Mr. Pillsbury of Wellesley moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of the following: "Resolution to provide for establishing the popular initiative and referendum.

"The legislature shall provide for the enactment and repeal of statutes by the method known as the popular initiative and referendum, under such conditions and forms of procedure as it may prescribe."

**Mr. Walker,  
— amendments.**

Mr. Walker of Brookline moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 277, the words "five per cent of the", and inserting in place thereof the words "fifteen thousand", and by striking out, in lines 278 and 279, the words "calculated upon the whole number of votes cast for governor at the last preceding election,".

**Limit of debate.**

The same member moved that, on the pending matter, speeches be limited to five minutes each; that general debate be closed at eleven o'clock A.M. on Thursday, November 22; and that fifteen minutes then be allowed to a member of the minority of the committee on Initiative and Referendum and fifteen minutes to a member of the majority of said committee.

After debate on this motion the sense of the Convention was taken by yeas and nays, at the request of Mr. Walker; and on the roll call 126 members voted in the affirmative and 155 in the negative, as follows: —

YEAS.

Messrs. Adams, Brooks	Messrs. Carr, Edward
Adams, Smith J.	Coakley, Daniel H.
Anderson, Frederick L.	Cooney, Charles P.
Aylward, James F.	Corrigan, Robert S.
Barrett, James T.	Coughlan, William J.
Batchelder, Albert W.	Creamer, Walter H.
Bauer, Ralph S.	Creed, James F.
Begley, John S.	Daley, Peter
Bennett, Frank P.	Dean, Robert A.
Besse, Harold A.	Delaney, Louis F.
Bicknell, Wallace H.	Donnelly, James P.
Bigney, Robert E.	Donoghue, John A.
Bodfish, John D. W.	Donovan, James A.
Boucher, Joseph Zoël	Donovan, Thomas F.
Bowen, Patrick	Doran, James P.
Boynton, Thomas J.	Driscoll, Timothy J.
Brennan, James H.	Finn, E. Philip
Brine, Henry C.	Fitz-Randolph, Reginald T.
Broderick, Patrick S.	Flaherty, William
Bullock, William J.	Flye, Louis Edwin
Burrell, Fred J.	Flynn, Maurice R.
Butler, A. Webster	Foss, George H.
Callahan, Timothy F.	Gallagher, Daniel J.

**Messrs.** Garland, Francis P.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Granfield, William J.  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hall, Frederick S.  
 Harriman, Arthur N.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Jones, George R.  
 Kelher, John A.  
 Kelley, Thomas R.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Lane, Dwight F.  
 Larson, Charles G.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 Maguire, James E.  
 Mahoney, John J.  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.

**Messrs.** Moynihan, James J.  
 Murley, Joseph J.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Perry, Augustus W.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Russ, Samuel  
 Scigiano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Talbot, Harry R.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.

**NAYS.**

**Messrs.** Adams, Charles Francis  
 Adams, Scott  
 Avery, Nathan P.  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Bates, Sanford  
 Benton, Everett C.  
 Bergengren, Roy F.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Brown, E. Gerry  
 Bruce, Charles

**Messrs.** Bryant, Lincoln  
 Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Clark, Ezra W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Costello, Francis M.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crosby, J. Howell  
 Cummings, John W.  
 Curtis, Arthur B.

## JOURNAL OF THE CONVENTION,

Messrs.	Curtis, Edwin U.	Messrs.	MacMaster, Edward A.
	Cusick, John F.		McAnarney, John W.
	Dale, George H.		Merriam, John M.
	Daly, John W.		Michelman, Joseph
	Davis, Elbridge G.		Mitchell, Charles
	Davis, William R.		Montague, David T.
	Delano, Robert T.		Moore, Charles D. C.
	Dellinger, Raymond P.		Morrill, Charles H.
	Derbyshire, James H.		Morton, James M.
	Doe, Orestes T.		Myron, John F.
	Douglass, John J.		O'Connell, Joseph F.
	Dresser, Frank F.		Parker, Herbert
	Driscoll, Dennis D.		Parkman, Henry
	Dutch, Charles Frederick		Pillsbury, Albert E.
	Farnsworth, Frank S.		Powers, Samuel L.
	Feiker, William H.		Reidy, Michael J.
	Ferrey, Irving D.		Richardson, Edward A.
	Ferry, James R.		Richardson, James P.
	Fisher, Edward		Rieutord, Louis O.
	Fraser, Eugene B.		Robbins, Edward J.
	French, Asa P.		Robinson, George H.
	Frost, Archie N.		Saunders, Amos T.
	Gates, Joseph S.		Sawyer, Roland D.
	Gaylord, Henry E.		Shattuck, Josiah B.
	George, Samuel W.		Shea, John M.
	Giddings, Charles		Smith, Jerome S.
	Gleason, Nesbit G.		Smith, Rutherford E.
	Graumann, John		Stearns, Harry N.
	Greenwood, Hamlet S.		Sullivan, Edmund G.
	Hale, Edward R.		Sweeney, Edward A.
	Hall, Elisha S.		Sweet, Joseph L.
	Hall, Isaac Freeman		Tatman, Charles T.
	Hamilton, Andrew Foster		Thompson, Hubert C.
	Harding, Clarence W.		Thompson, John L.
	Harrington, Patrick H.		Tilton, Rufus H.
	Hibbard, Charles E.		Trefry, William D. T.
	Hobbs, Clarence W., Jr.		Turner, Joseph
	Hutchings, Henry M.		Underhill, Charles L.
	Kelley, George W.		Walcott, Robert
	Kenefick, Thomas W.		Washburn, Albert H.
	Kilbon, John L.		Washburn, Charles G.
	Kinney, William S.		Waterman, George B.
	Kneil, Arthur S.		Weekes, George LeRoy
	Knotts, J. Franklin		Wellman, Arthur Holbrook
	Langelier, Louis F. R.		Wheeler, William
	Logan, James		White, John A.
	Look, William J.		Whittier, Eugene P.
	Loring, Augustus P.		Willett, George Franklin
	Lowe, Arthur H.		Williams, Fred Homer
	Lowell, James A.		Wing, Herbert
	Luce, Robert		Wonson, Carlton W.
	Lufkin, Willfred W.		Wood, Charles J.
	Lummus, Henry T.		Youngman, William S.
	Lyman, Frank E.		

126 yeas; 155 nays.

Therefore the motion to limit debate was negatived.

Mr. Richardson of Newton moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows:—

By striking out lines 28, 29 and 30, and inserting in place thereof the following paragraph:—

"No part of the constitution which provides for the establish-

ment of a popular initiative and referendum, including this sentence, shall be the subject of an initiative petition.”; and

By adding after the word “petition”, in line 30, the words “; nor shall this section be the subject of such a petition”.

Mr. Brown of Brockton moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of the following Resolution to provide for establishing the popular initiative and referendum. Mr. Brown, — amendment.

“The legislature shall, by statute law, at the session following the acceptance of this amendment, and thereafter as occasion may require, make provisions whereby the people may exercise the rights reserved to and by and for the people in the bill of rights, especially articles V, VII, VIII and XIX, including the right to initiate and control legislation as hereinafter required, and to revise, amend or otherwise alter the acts of its servants committed or to be committed in the exercise of the functions, or powers heretofore delegated or that may hereafter be delegated by the people. Such statute shall also make provision as to the number of signatures required, the form and conditions under which they shall be obtained and presented for a demand for legislative action upon any proposal thus submitted; and provision by law shall also be made whereby legislative acts may be submitted for review by the people by direct action at the polls exercising their powers herein and otherwise reserved.”

At one o'clock, under the provisions of a standing order, the Recess. President declared a recess until two o'clock; at which hour the Convention reassembled.

Mr. O'Connell of Boston doubted the presence of a quorum, Quorum, and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum Mr. Curtis of Revere moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 350, the word “one-fourth”, and inserting in place thereof the word “one-eighth”. Mr. Curtis, — amendment.

Mr. Lowe of Fitchburg moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of a resolution printed as Doc. No. 372. Mr. Lowe, — amendment.

Mr. George of Haverhill moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 55 and 56, the words “first Wednesday of the September”, and inserting in place thereof the words “second Wednesday of the November”; and by striking out, in line 59, the word “first”, and inserting in place thereof the word “last”. Mr. George, — amendments.

After debate, Mr. Swig of Taunton being in the chair, Mr. Washburn of Middleborough moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows:— Mr. Washburn, — amendments.

By inserting, in line 89, after the word “introduced”, the words “as herein provided”;

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Messrs. Curtis, Edwin U.	Messrs. MacMaster, Edward A.
Cusick, John F.	McAnarney, John W.
Dale, George H.	Merriam, John M.
Daly, John W.	Michelman, Joseph
Davis, Elbridge G.	Mitchell, Charles
Davis, William R.	Montague, David T.
Delano, Robert T.	Moore, Charles D. C.
Dellinger, Raymond P.	Morrill, Charles H.
Derbyshire, James H.	Morton, James M.
Doe, Orestes T.	Myron, John F.
Douglass, John J.	O'Connell, Joseph F.
Dresser, Frank F.	Parker, Herbert
Driscoll, Dennis D.	Parkman, Henry
Dutch, Charles Frederick	Pillsbury, Albert E.
Farnsworth, Frank S.	Powers, Samuel L.
Feiker, William H.	Reidy, Michael J.
Ferrey, Irving D.	Richardson, Edward A.
Ferry, James R.	Richardson, James P.
Fisher, Edward	Rieutord, Louis O.
Fraser, Eugene B.	Robbins, Edward J.
French, Asa P.	Robinson, George H.
Frost, Archie N.	Saunders, Amos T.
Gates, Joseph S.	Sawyer, Roland D.
Gaylord, Henry E.	Shattuck, Josiah B.
George, Samuel W.	Shea, John M.
Giddings, Charles	Smith, Jerome S.
Gleason, Nesbit G.	Smith, Rutherford E.
Graumann, John	Stearns, Harry N.
Greenwood, Hamlet S.	Sullivan, Edmund G.
Hale, Edward R.	Sweeney, Edward A.
Hall, Elisha S.	Sweet, Joseph L.
Hall, Isaac Freeman	Tatman, Charles T.
Hamilton, Andrew Foster	Thompson, Hubert C.
Harding, Clarence W.	Thompson, John L.
Harrington, Patrick H.	Tilton, Rufus H.
Hibbard, Charles E.	Trefry, William D. T.
Hobbs, Clarence W., Jr.	Turner, Joseph
Hutchings, Henry M.	Underhill, Charles L.
Kelley, George W.	Walcott, Robert
Kenefick, Thomas W.	Washburn, Albert H.
Kilbon, John L.	Washburn, Charles G.
Kinney, William S.	Waterman, George B.
Kneil, Arthur S.	Weekes, George LeRoy
Knotts, J. Franklin	Wellman, Arthur Holbrook
Langelier, Louis F. R.	Wheeler, William
Logan, James	White, John A.
Look, William J.	Whittier, Eugene P.
Loring, Augustus P.	Willett, George Franklin
Lowe, Arthur H.	Williams, Fred Homer
Lowell, James A.	Wing, Herbert
Luce, Robert	Wonson, Carlton W.
Lufkin, Willfred W.	Wood, Charles J.
Lummus, Henry T.	Youngman, William S.
Lyman, Frank E.	

126 yeas; 155 nays.

Therefore the motion to limit debate was negatived.

Mr. Richardson moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows: —

By striking out lines 28, 29 and 30, and inserting in place thereof the following paragraph: —

"No part of the constitution which provides for the establish-

ment of a popular initiative and referendum, including this sentence, shall be the subject of an initiative petition.”; and

By adding after the word “petition”, in line 30, the words “; nor shall this section be the subject of such a petition”.

Mr. Brown of Brockton moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of the following Resolution to provide for establishing the popular initiative and referendum.

Mr. Brown, —  
amendment.

“The legislature shall, by statute law, at the session following the acceptance of this amendment, and thereafter as occasion may require, make provisions whereby the people may exercise the rights reserved to and by and for the people in the bill of rights, especially articles V, VII, VIII and XIX, including the right to initiate and control legislation as hereinafter required, and to revise, amend or otherwise alter the acts of its servants committed or to be committed in the exercise of the functions, or powers heretofore delegated or that may hereafter be delegated by the people. Such statute shall also make provision as to the number of signatures required, the form and conditions under which they shall be obtained and presented for a demand for legislative action upon any proposal thus submitted; and provision by law shall also be made whereby legislative acts may be submitted for review by the people by direct action at the polls exercising their powers herein and otherwise reserved.”

At one o'clock, under the provisions of a standing order, the Recess. President declared a recess until two o'clock; at which hour the Convention reassembled.

Mr. O'Connell of Boston doubted the presence of a quorum, Quorum. and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum Mr. Curtis of Revere moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 350, the word “one-fourth”, and inserting in place thereof the word “one-eighth”.

Mr. Curtis, —  
amendment.

Mr. Lowe of Fitchburg moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of a resolution printed as Doc. No. 372.

Mr. Lowe, —  
amendment.

Mr. George of Haverhill moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 55 and 56, the words “first Wednesday of the September”, and inserting in place thereof the words “second Wednesday of the November”; and by striking out, in line 59, the word “first”, and inserting in place thereof the word “last”.

Mr. George, —  
amendments.

After debate, Mr. Swig of Taunton being in the chair, Mr. Washburn, Mr. Washburn, —  
amendments. Washburn of Middleborough moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows: —

By inserting, in line 89, after the word “introduced”, the words “as herein provided”;

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By striking out, in line 90, the words "or a legislative amendment";

By striking out, in lines 94 and 95, the words "for amendment", and inserting in place thereof the words "of a legislative substitute";

By striking out, in line 97, the words "and continued";

By striking out, in lines 121 and 122, and in line 128, the word "amendment", and inserting in place thereof, in each instance, the word "substitute";

By striking out, in line 134, the words "the amendment", and inserting in place thereof the words "such substitute or amendment";

By striking out, in line 135, the word "amendment", and inserting in place thereof the words "legislative substitute or initiative amendment";

By striking out, in lines 136 to 139, inclusive, the words "in the case of a legislative amendment, by a majority of the voters voting thereon, or in the case of an initiative amendment or a legislative substitute, if approved";

By inserting in line 142, after the word "such", the words "substitute or";

By striking out, in line 393, the words "Article IX and";

By striking out, in line 394, the word "are", and inserting in place thereof the word "is";

By striking out, in lines 93 and 94, the words "twenty-five thousand qualified voters", and inserting in place thereof the words "five per cent of the qualified voters, calculated upon the whole number of votes cast for governor at the last preceding election";

By striking out, in line 146, the words "twenty thousand qualified voters", and inserting in place thereof the words "four per cent of the qualified voters, calculated upon the whole number of votes cast for governor at the last preceding election";

By striking out, in line 155, the words "five thousand signatures of qualified voters", and inserting in place thereof the words "one per cent of the qualified voters, calculated upon the whole number of votes cast for governor at the last preceding election";

By striking out, in line 317, the words "ten thousand qualified voters of the commonwealth", and inserting in place thereof the words "two per cent of the qualified voters of the commonwealth, calculated upon the whole number of votes cast for governor at the last preceding election,";

By inserting, at the beginning of line 360, the words "Except as otherwise herein provided,"; and

By inserting, at the beginning of line 366, the words "Except as otherwise herein provided,".

**Mr. Clapp, — amendment.** Mr. Clapp of Lexington moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of a resolution printed as Doc. No. 371.

**Mr. O'Connell, — amendment.** Mr. O'Connell of Boston moved that the resolution recommended as a substitute by the committee on Form and Phrase-

ology be amended as follows:—

By striking out, in lines 15 to 18, inclusive, the words “or to the appointment, qualification, tenure, removal, recall or compensation of judges; or to the reversal of a judicial decision; or to the powers, creation or abolition of courts;”; and

By striking out, in lines 251 to 254, inclusive, the words “or to the appointment, qualification, tenure, removal or compensation of judges; or to the powers, creation or abolition of courts.”.

Mr. Harriman of New Bedford moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows:— Mr. Harriman,  
—amendments.

By striking out lines 28 to 30, inclusive;

By striking out lines 383 to 388, inclusive, and inserting in place thereof the following paragraph:—

“The veto power of the governor shall not extend to measures voted on by the people under the provisions of this article; and no constitutional amendment or law which is adopted by the exercise of the initiative or referendum shall be altered, amended or repealed except by the exercise of the initiative and referendum in the same manner as the law or constitutional amendment in question shall have been adopted.”;

By striking out, in line 393, the words “and Article XLII”; and

By striking out, in line 394, the word “are”, and inserting in place thereof the word “is”.

The President having resumed the chair, Mr. Edwin U. Curtis of Boston moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by adding after the word “petition”, in line 30, the words “The eighteenth amendment of the constitution, as approved and ratified to take effect the first day of October in the year nineteen hundred and eighteen, shall not be the subject of an initiative amendment.” Mr. Curtis,—  
amendment.

Mr. Morton of Fall River moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by adding, at the end of line 143, the words, “: *provided*, that nothing herein contained shall be deemed to impair or to authorize the impairment of the right of the subject to life, liberty, security, property and character, the liberty of the press, and the freedom of debate in each house of the legislature, as declared in the bill of rights”. Mr. Morton,—  
amendment.

Mr. Cummings of Fall River moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 17, the word “powers”, and inserting in place thereof the words “power of the court to decide a law unconstitutional, or to the”. Mr. Cummings,—  
amendment.

Mr. Lowell of Newton moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 28 and 29, the words “specifically excluding any matter from the operation”, and inserting in place thereof the words “providing for the establishment”. Mr. Lowell,—  
amendment.

Mr. Bartlett of Newburyport moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting after the word “subjects”, in line 43, the words “not excluded from the popular initiative and”. Mr. Bartlett,—  
amendment.

**Mr. Churchill, — amendments.** Mr. Churchill of Amherst moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows: —

By inserting after line 27 the following paragraph: —

“No amendment of the constitution annulling, abrogating or repealing any of the provisions of the declaration of rights, or inconsistent therewith shall be proposed by an initiative petition.”;

By striking out, in line 124, the word “one-fourth”, and inserting in place thereof the word “one-third”; and

By striking out, in line 317, the words “ten thousand”, and inserting in place thereof the words “five per cent of the”; and inserting after the word “commonwealth”, in the same line, the words “, calculated upon the whole number of votes cast for governor at the last preceding election.”.

**Mr. Merriam, — amendment.** Mr. Merriam of Framingham moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting after line 30 the following paragraph: —

“No proposition inconsistent with any one of the following rights of the individual, as at present declared in the declaration of rights, shall be the subject of an initiative or referendum petition: The right to receive compensation for private property appropriated to public use; the right of access to and protection in courts of justice; the right of trial by jury; protection from unreasonable search, unreasonable bail and the law martial; freedom of the press; freedom of speech; freedom of elections; and the right of peaceable assembly.”

**Mr. Knotts, — amendments.** Mr. Knotts of Somerville moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows: —

By inserting after line 59 the following paragraphs: —

“With the exception of the first ten signatures, every signature to an initiative petition shall be affixed in the presence of the clerk of the city or town in which the signer is a registered voter, or one of his assistants, or in the presence of such other city or town official as may be designated by law; except as herein otherwise provided.

“Any such voter may, by a paper in his own handwriting, signed by him, and attested by a witness, express his desire to become a signer of such petition, and such paper, when received by such clerk or official, shall amount to a signature to such petition. Such clerk or official shall put the name of such voter upon such petition, and shall transmit such paper with the petition as hereinafter provided.

“The petition or part thereof, with signatures thereon, shall remain in the custody of such clerk or official until the time for signing, for the purpose of causing the transmission of the petition to the general court or the submission of the measure to the people, as the case may be, shall expire; and at such expiration such clerk or official shall transmit it to the secretary of the commonwealth.”; and

By adding after line 249 the following paragraphs: —

“Every signature to a referendum petition shall be affixed in the presence of the clerk of the city or town in which the signer

is a registered voter, or one of his assistants, or in the presence of such other city or town official as may be designated by law, except as herein otherwise provided.

"Any such voter may, by a paper in his own handwriting, signed by him, and attested by a witness, express his desire to become a signer of such petition, and such paper, when received by such clerk or official, shall amount to a signature to such petition. Such clerk or official shall put the name of such voter upon such petition, and shall transmit such paper with the petition as hereinafter provided.

"The petition or part thereof, with signatures thereon, shall remain in the custody of such clerk or official until the time for signing shall expire; and at such expiration such clerk or official shall transmit it to the secretary of the commonwealth."

Mr. Quincy of Boston moved that the first amendment moved by Mr. Knotts of Somerville be amended by the substitution of the following amendment of the resolution recommended as a substitute by the Committee on Form and Phraseology: —

By inserting, in line 48, after the word "shall", the words "give the petition a number and shall";

By striking out, in lines 60, 61 and 62, the words "If an initiative petition, signed by the required number of qualified voters, has been filed as aforesaid", and inserting in place thereof the words "If the required number of signatures to an initiative petition has been filed with the secretary of the commonwealth as herein provided";

By inserting after line 59 the following paragraphs: —

"The signatures to initiative petitions hereby required, with the exception of the first ten signers, shall be made and filed as follows: The secretary of the commonwealth shall print individual signature cards upon which any registered voter receiving the same as herein provided, may make his signature, followed by his address as it appears upon the voting list, in favor of any initiative petition which he desires to support. Each such card shall identify by number or otherwise the initiative petition for which the signature is to be given, shall bear the seal of the commonwealth printed thereon, or other identifying mark, and shall be used only for official transmission by mail as herein provided. Any registered voter may sign one such signature card in favor of each initiative petition which he desires to support, but each signature card shall only be signed by one voter and for one petition.

"The secretary of the commonwealth shall procure and keep on file the latest printed copies of the voting lists of all cities and towns, and he shall at the request of any original signer of an initiative petition duly filed cause one of such signature cards to be mailed to any list or lists of voters which may from time to time be specified or furnished by any such signer, provided that all expenses connected with such mailing, other than the expense of printing such signature cards, shall be deposited in advance. A copy of the full text of such initiative measure shall be printed by the secretary of the commonwealth and enclosed with each signature card, together with any printed argument in support of the same, and any addressed return envelopes which

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may be furnished him for mailing therewith. Provision may be made by law to regulate the length of any such argument and for allowing opponents of such initiative measure an opportunity by depositing one-half of the expense of mailing as aforesaid, to have printed arguments in opposition to such measure enclosed with such signature cards. Instead of mailing such cards the secretary of the commonwealth shall, at the request of any such original signer, furnish and send to any clerk of a city or town a sufficient number of signature cards for the registered voters of such city or town, and such clerk shall thereupon have the same duty in respect to the mailing of such signature cards and other printed matter as herein provided in respect to said secretary.

"As an additional method of giving his signature and support to any initiative petition, any registered voter may express in his own handwriting upon an individual paper or printed card signed by him, and witnessed, with his address as aforesaid, his desire to sign in favor of any one initiative petition designated therein by number or other sufficient description, and such paper or card when received by the clerk of the city or town in which such voter is registered as a voter shall constitute a signature to such petition; and any such voter may sign one such individual paper or card in favor of each initiative petition which he desires to support.

"In addition to the two methods of signing initiative petitions above provided, any registered voter may give his signature therefor in the presence of the clerk of the city or town in which he is a registered voter, or of any assistant in his office, and the secretary of the commonwealth shall furnish to every city or town clerk an official blank for such signatures.

"Any such official signature card or unofficial paper or card when executed as herein provided may be delivered by mail or otherwise either to the secretary of the commonwealth or to the clerk of the city or town in which the signer of the same is a registered voter, and when so received shall be open for public inspection. If the name and residence signed to any such card or paper corresponds to the name and residence of a registered voter, and if such card or paper appears to be executed as herein required, the same shall be placed on file, otherwise it shall be rejected. If the officer with whom such card or paper is filed believes, from evidence offered to him, that there is substantial reason to doubt the genuineness of the signature to any such card or paper, he may reject the same unless satisfactory evidence to establish such genuineness is furnished. The name of each signer of any such card or paper or blank shall be checked on the voting list so that the same voter shall not be counted more than once in support of any one petition.

"On the first Wednesday of December each city or town clerk with whom any such official signature cards or any such unofficial papers or cards have been filed, or who has in his office any of the petition blanks furnished as aforesaid with signatures of voters thereon, shall transmit all of the same to the secretary of the commonwealth, who shall proceed to examine the same and count all signatures which appear to be in conformity herewith, and if the number of such signatures to any petition,

together with the number of signatures thereto filed directly with the secretary of the commonwealth, equals the number of signatures required to complete such petition as herein provided, then such petition shall be transmitted to the general court as hereinafter provided.

"Until otherwise provided by law all provisions of existing law relating to the signatures to nomination papers for the nomination of candidates for state officers shall apply so far as applicable to the forgery of signatures to the official signature cards and to the unofficial papers or cards herein referred to."

Mr. Lummus of Lynn moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows:

Mr. Lummus,  
amendments.

By adding after the word "petition", in line 30, the words ";" nor shall this provision be the subject of an initiative petition"; and

By striking out, in line 93, the word "twenty-five", and inserting in place thereof the word "forty".

Mr. Morrill of Haverhill moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows:

Mr. Morrill,  
amendments.

By striking out, in line 277, the words "five per cent", and inserting in place thereof the words "twelve thousand";

By striking out, in lines 278 and 279, the words "calculated upon the whole number of votes cast for governor at the last preceding election,";

By striking out lines 350, 351 and 352, and inserting in place thereof the following paragraph:—

"Not more than fifty per cent of the certified signatures on any petition shall be those of registered voters of the city of Boston or of any one county.";

By striking out lines 385 to 388, inclusive, and inserting in place thereof the following paragraph:—

"The general court may amend or repeal a law approved by the voters: *provided*, that such amendment or repeal shall be submitted by the secretary of the commonwealth to the voters and shall not go into effect until and unless approved by a majority of the voters voting thereon.,"; and

By the substitution of a resolution printed as Doc. No. 352.

Mr. Brown of Brockton moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting after the word "house", in line 99, the words ", or if neither house shall call for such joint session".

Mr. Brown,  
amendment.

Mr. Bates of Boston moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting after line 85 the following paragraph:—

Mr. Bates,  
amendment.

"If, of the measures introduced into the general court by initiative petition in any one year, more than five fail of enactment by the general court, and the petitions relating to more than five are duly completed, the five on the petitions accompanying which appear the largest number of signatures of registered voters, and no more, shall be submitted to the people at

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the next state election. The measures not so submitted shall be deemed to be introduced into the next session of the general court and pending in the house of representatives."

**Mr. Luce, — amendment.** Mr. Luce of Waltham moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting after line 12 the following paragraph: —

"The measure may delegate to an agency of government existing or to be created as may therein be specified, the power of making provisions to effect the purpose of such measure; and before certifying that such law is in proper form for submission to the people, the attorney-general may require that the power of making such provisions shall be so delegated therein."

**Mr. Adams, — amendments.** Mr. Adams of Springfield moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 4 (as changed) the words "constitutional amendments and"; and by striking out all of the resolution after the word "rejection", in line 8, and inserting in place thereof the following paragraph: —

"The initiative and referendum shall be exercised as the general court may determine."

**Mr. Ross, — amendment.** Mr. Ross of New Bedford moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out lines 333 to 349, inclusive, and inserting in place thereof the following paragraph: —

"In carrying out the provisions of this article the secretary of the commonwealth and all other public officers shall be guided, where other provision is not specified herein, by the laws relating to elections, in so far as applicable, and any initiative or referendum petition coming within the provisions hereof shall be signed and certified as to signatures in the manner provided by law relative to nomination papers of candidates for the general court. And the penalties for forgery or fraud provided in the laws relative to elections shall apply with equal force to initiative or referendum petitions herein specified."

**Mr. W. H. Sullivan, — amendments.** Mr. William H. Sullivan of Boston moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 17 and 253, the word "powers".

**Mr. Bosworth, — amendments.** Mr. Bosworth of Springfield moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 140, 162, 295 and 331, the word "thirty", and inserting in place thereof, in each instance, the word "forty-five".

**Mr. Quincy, — amendments.** Mr. Quincy of Boston moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows: —

By striking out, in line 112, 113 and 114, the words "in any manner not inconsistent with its general purpose by vote of three-fourths of the members voting thereon in joint session", and inserting in place thereof the words "by vote of three-fourths of the members voting thereon in joint session which shall be taken by yeas and nays unless dispensed with by unanimous consent"; and

By striking out lines 168 to 192, inclusive, and inserting in place thereof the following paragraph:—

“The general court may, upon petition signed by a majority of the first ten signers of an initiative petition for a law, make any amendment or amendments therein by vote taken by the yeas and nays, which are specifically asked for in such petition, and such proposed law shall then be voted upon by the general court, and submitted to the people if qualified for submission as herein provided, in such amended form.”

Mr. Lyman of Easthampton moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 365, and in lines 369 and 370, the word “approved”, and inserting in place thereof, in each instance, the word “rejected”. Mr. Lyman, —  
amendments.

Mr. Sawyer of Ware moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows:— Mr. Sawyer, —  
amendments.

By striking out, in line 13, the word “measure”, and inserting in place thereof the word “law”;

By striking out lines 28, 29 and 30, and inserting in place thereof the following paragraph:—

“An initiative petition to repeal, alter or amend any of the specific exemptions from the operation of the constitutional initiative in the foregoing paragraph, shall not be deemed referred to the next general court unless it shall be agreed to by a majority of those present and voting in joint session, nor shall it be deemed referred to the people by a second general court unless it be agreed to by a majority of those present and voting in joint session. Nor shall anything in the foregoing sentence be the subject of an initiative petition.”; and

By striking out, in line 155, the word “August”, and inserting in place thereof the word “September”.

Mr. Sullivan of Lawrence moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 94 to 99, inclusive, the words “or if in case of a proposal for amendment introduced into the general court without such initiative petition, authority for which mode of introduction is hereby specifically confirmed and continued, consideration thereof in joint session is called for by vote of either house”, and inserting in place thereof the words “or if such a proposal is introduced into the general court by a member thereof”. Mr. M. A.  
Sullivan, —  
amendment.

At eight minutes after four o'clock Mr. Sawyer of Ware moved that general debate be closed at twenty-six minutes after four o'clock, and the vote be taken upon the amendments in the order in which they affect the resolution; provided, however, that no vote or any amendment be taken until the mover thereof be given five minutes for discussion and a member of the majority and a member of the minority of the committee on Initiative and Referendum each be given the same length of time. Limit of  
debate.

Mr. Hale of Boston moved that this motion be amended by adding at the end thereof the words “; and that the Convention Mr. Hale, —  
amendment.

## JOURNAL OF THE CONVENTION.

sit during the following hours, namely: On Thursday, November 22, from 10.30 A.M. to 5 P.M.; on Friday, November 23, from 10.30 A.M. to 4 P.M.; on Monday, November 26, from 1 P.M. to 5 P.M.; on Tuesday, November 27, and Wednesday, November 28, from 10.30 A.M. to 5 P.M.; and that on each of these days, except Monday, there shall be a recess from 1 P.M. to 2 P.M.

After debate Mr. Chandler of Somerville moved that the Convention adjourn; and this motion was negatived.

Mr. Morrill, —  
amendment.

Mr. Morrill of Haverhill moved that the motion of Mr. Sawyer be amended by inserting after the word "discussion" the words ", except that the mover of a substitute bill be allowed one-half hour in which to debate on said substitute,".

Mr. Kinney, —  
amendments.

Mr. Kinney of Boston moved that the motion of Mr. Sawyer be amended by striking out the word "general"; and by inserting after the word "discussion" the words ", and ten minutes be allowed for general debate on each amendment,".

After further debate the amendment moved by Mr. Morrill was rejected; the amendments moved by Mr. Kinney were rejected, by a vote of 49 to 99; and the amendment moved by Mr. Hale was adopted, by a vote of 96 to 62.

The motion of Mr. Sawyer, as amended, was then adopted, by a vote of 85 to 68.

Order of  
amendments.

Mr. Thompson of Haverhill moved that motions to amend the pending resolution by the substitution of new resolutions be acted upon before particular amendments.

After debate on this motion the question was put, and 58 members voted in the affirmative and 90 in the negative.

Quorum.

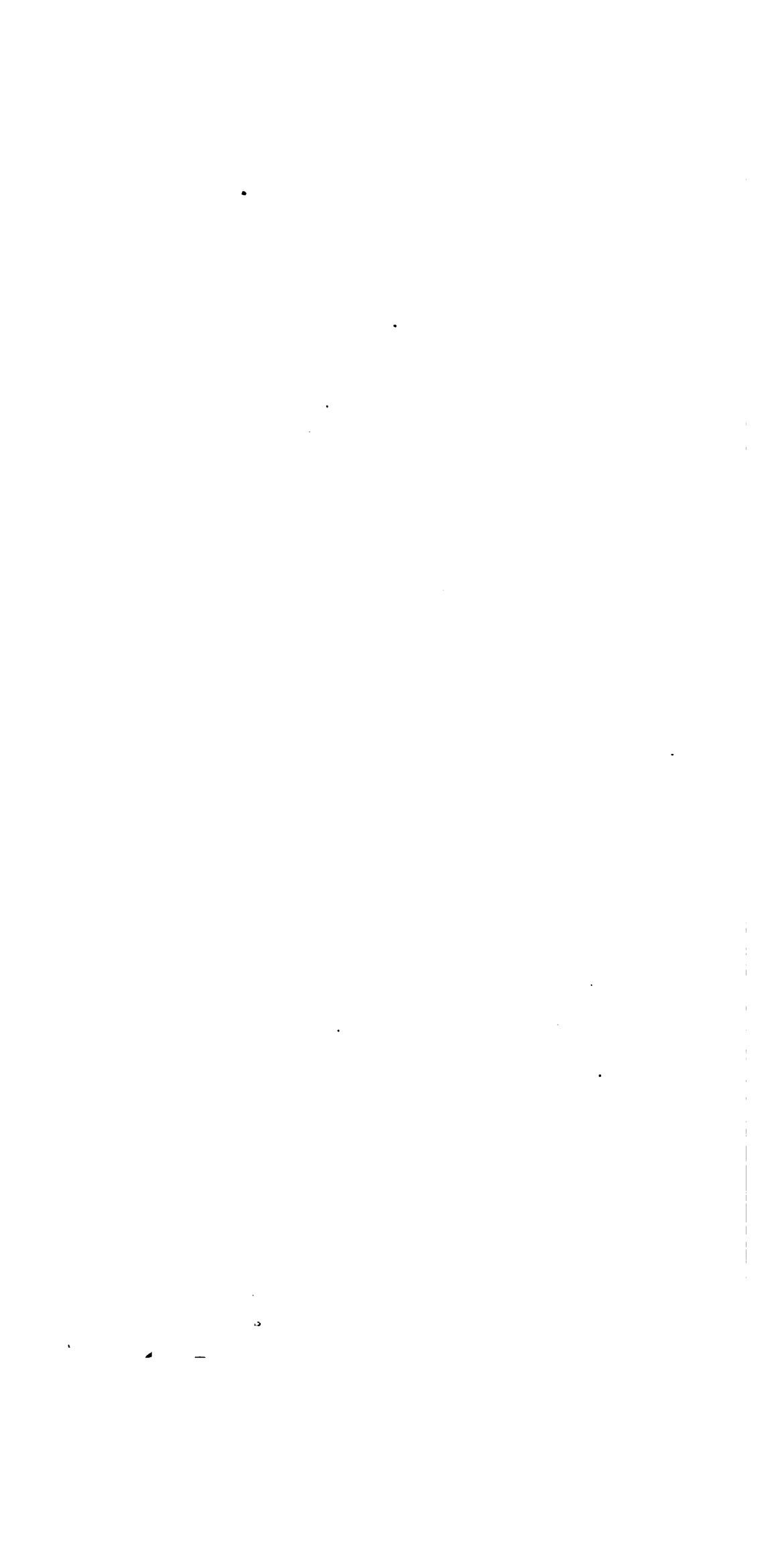
Mr. Moore of Swampscott raised the point of order that a quorum was not present. A count of the Convention showed that 158 members were present.

Adjournment.

Mr. Chandler of Somerville moved that the Convention adjourn; and this motion prevailed.

Accordingly, at five o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.





## JOURNAL OF THE CONVENTION.

THURSDAY, November 22, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

The Secretary announced the temporary absence of the President, and stated that Mr. Luce of Waltham had been appointed to perform the duties of the Chair.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

### *Special Committee to Consider Economic, Industrial and Military Problems.*

The consideration of the following order, offered by Mr. Adams of Quincy, was postponed until the next session, at the request of that member: —

*Ordered*, That this Convention appoint its President to serve during the approaching recess as chairman of a committee whose duty it shall be to consider, and to report upon to this Convention when it shall reconvene, those economic, industrial and military problems which are being evolved here and elsewhere by the present war, and problems which, in their judgment, directly concern the future development of this country and this Commonwealth; and be it further

Special recess committee on economic, industrial and military problems.

*Ordered*, That the chairman thereof shall appoint the other members of said committee, who shall not exceed fifteen in number, and who shall serve without pay.

### *Proposed Adjournment from November 23 to December 4.*

The consideration of the following order, offered by Mr. Feiker of Northampton, was postponed until the next session, at the request of that member: —

Adjournment from November 23 to December 4.

*Ordered*, That, when the Convention adjourns on Friday, November 23, it adjourn to meet on Tuesday, December 4, at one o'clock P.M.; and that, if the Convention is in session at one o'clock P.M. on said November 23, the President shall declare an adjournment.

### *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to provide for establishing the popular initiative and referendum (Doc. No. 369), being the unfinished business of the last session, was considered further, the main question being on passing it to be engrossed.

Initiative and referendum.

The pending motion of Mr. Thompson of Haverhill, that motions to amend by the substitution of resolutions be acted upon before particular amendments, was withdrawn by that member, there being no objection.

Order of amendments.

## JOURNAL OF THE CONVENTION,

The question first came on the following pending amendments, moved by Mr. Adams of Springfield: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 4 (as changed), the words "constitutional amendments and"; and by striking out all of the resolution after the word "rejection", in line 8, and inserting in place thereof the following paragraph:—

"The initiative and referendum shall be exercised as the general court may determine."

<sup>Mr. Adams, —</sup> <sup>amendments.</sup> Mr. Adams moved that the second amendment be amended by adding at the end thereof the following additional paragraphs:—

"If at any time hereafter any specific and particular amendment or amendments to the constitution be proposed in the general court and agreed to by a majority of the senators and representatives, such proposed amendment or amendments shall be entered on the journals of the two houses, with the yeas and nays taken thereon, and shall be published; then it shall be the duty of the general court to submit such proposed amendment or amendments to the people; and if they shall be approved and ratified by a majority of the qualified voters voting at meetings legally warned and holden for that purpose, they shall become part of the constitution of this commonwealth.

"The ninth article of amendment to the constitution is hereby repealed."

<sup>Point of order.</sup> Mr. Walker of Brookline raised the point of order that, debate having been closed by vote of the Convention, the additional amendment could not properly be entertained. The Chair (Mr. Luce of Waltham) declared the point of order not well taken.

After debate Mr. Pillsbury of Wellesley moved that Mr. Adams be granted an additional five minutes for debate; and this motion was adopted, by a vote of 79 to 66.

<sup>Quorum.</sup> Mr. Batchelder of Salem asked for a count of the Convention to ascertain if a quorum was present. A count showed that 181 members were present.

After debate the amendment of the amendment, moved by Mr. Adams, was adopted, by a vote of 108 to 101.

The question then came on the adoption of the amendments moved by Mr. Adams, as amended, and 114 members voted in the affirmative and 112 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 125 members voted in the affirmative and 153 in the negative, as follows:—

## YEAS.

Messrs. Adams, Charles Francis  
Adams, Scott  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, Clarence A.  
Barnes, George L.

Messrs. Bartlett, Horace I.  
Besse, Harold A.  
Bicknell, Wallace H.  
Blackmur, Paul R.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyden, Frank L.  
Boyer, Elmer E.

Messrs. Brackett, John Q. A.	Messrs. Kelley, George W.
Brooks, George F.	Kenefick, Thomas W.
Bruce, Charles	Kinney, William S.
Buck, Maurice A.	Kneil, Arthur S.
Burns, William A.	Linke, Fred R.
Buttrick, Allan G.	Logan, James
Chandler, Leonard B.	Lowe, Arthur H.
Chase, Mial W.	Lowell, James A.
Choate, Charles F., Jr.	Luce, Robert
Churchill, George B.	Lufkin, Willfred W.
Clapp, Robert P.	Lummus, Henry T.
Clark, Chester W.	Lyman, Frank E.
Codman, James M., Jr.	Merriam, John M.
Coe, S. Hamilton	Mitchell, Charles
Collier, David R.	Montague, David T.
Collins, Samuel I.	Moore, Charles D. C.
Coogan, Clement F.	Morton, James M.
Cook, Rufus H.	Parker, Herbert
Coombs, Zelotes W.	Parkman, Henry
Cox, Guy W.	Pillsbury, Albert E.
Crafts, Lyman A.	Powers, Samuel L.
Crosby, J. Howell	Putnam, Harry B.
Curtis, Arthur B.	Richardson, Edward A.
Curtis, Edwin U.	Richardson, James P.
Cusick, John F.	Robbins, Edward J.
Dale, George H.	Robinson, George H.
Davis, Elbridge G.	Saunders, Amos T.
Davis, William R.	Shattuck, Josiah B.
Delano, Robert T.	Shea, John M.
Doe, Orestes T.	Smith, Jerome S.
Dresser, Frank F.	Smith, Rutherford E.
Dutch, Charles Frederick	Stearns, Harry N.
Farnsworth, Frank S.	Stoneman, David
Feiker, William H.	Sullivan, Edmund G.
Ferrey, Irving D.	Sweeney, Edward A.
Ferry, James R.	Sweet, Joseph L.
Fisher, Edward	Tatman, Charles T.
Fitz-Randolph, Reginald T.	Thompson, Hubert C.
Foss, George H.	Thompson, John L.
Fraser, Eugene B.	Tilton, Rufus H.
French, Asa P.	Turner, Joseph
Gates, Joseph S.	Underhill, Charles L.
Gaylord, Henry E.	Walcott, Robert
George, Samuel W.	Washburn, Charles G.
Giddings, Charles	Waterman, George B.
Gleason, Nesbit G.	Wellman, Arthur Holbrook
Hale, Edward R.	Wheeler, William
Hall, Elisha S.	White, John A.
Hall, Frederick S.	Whittier, Eugene P.
Hall, Isaac Freeman	Williams, Fred Homer
Hamilton, Andrew Foster	Wing, Herbert
Hibbard, Charles E.	Wood, Charles J.
Hobbs, Clarence W., Jr.	Youngman, William S.
Hutchings, Henry M.	

## NAYS.

Messrs. Adams, Brooks	Messrs. Bennett, Frank P.
Adams, Smith J.	Bergengren, Roy F.
Anderson, Frederick L.	Bigney, Robert E.
Avery, Nathan P.	Bodfish, John D. W.
Aylward, James F.	Boucher, Joseph Zoél
Barrett, James T.	Bowen, Patrick
Batchelder, Albert W.	Brennan, James J.
Bates, Sanford	Brine, Henry C.
Bauer, Ralph S.	Broderick, Patrick S.
Begley, John S.	Brown, E. Gerry

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- Messrs.** Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Crossley, William Cyril  
 Cummings, John W.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Dellinger, Raymond P.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Frost, Archie N.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Granfield, William J.  
 Graumann, John  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Jones, George R.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Langelier, Louis F. R.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.
- Messrs.** Lomasney, Martin M.  
 Look, William J.  
 Loring, Augustus P.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mansfield, John J.  
 Martin, Martin L.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Thompson, Edward  
 Trefry, William D. T.  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Webster, Francis E.  
 Webster, George P.

Messrs. Whipple, Sherman L.  
Whitehead, James  
Willet, George Franklin

Messrs. Winslow, Guy M.  
Wonson, Carlton W.

125 yeas; 153 nays.

Therefore the amendments, as amended, were rejected.

Mr. Walker of Brookline moved that additional amendments be not entertained after the time allotted for debate to the mover of an amendment has expired. Order of procedure.

Mr. Pillsbury of Wellesley moved that this motion be amended by the substitution of the following: "That the motion adopted yesterday, closing general debate and limiting speeches to five minutes, be rescinded."

After debate the amendment moved by Mr. Pillsbury was rejected; and the motion of Mr. Walker was adopted.

The President having taken the chair, the question then came on the following pending amendment, moved by Mr. Luce of Waltham: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting, after line 12, the following paragraph:—

"The measure may delegate to an agency of government existing or to be created, as may therein be specified, the power of making provisions to effect the purpose of such measure; and, before certifying that such law is in proper form for submission to the people, the attorney-general may require that the power of making such provisions shall be so delegated therein."

After debate the amendment was rejected, by a vote of 94 to 106.

The following pending amendment, moved by Mr. Sawyer of Ware, was rejected: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 13, the word "measure", and inserting in place thereof the word "law". Mr. Sawyer, — amendment.

The question then came on the following pending amendment, moved by Mr. Cummings of Fall River: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 17, the word "powers", and inserting in place thereof the words "power of the court to decide a law unconstitutional, or to the". Mr. Cummings, — amendment.

After debate the question was put on the adoption of the amendment, and 87 members voted in the affirmative and 126 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Cummings; and 123 members voted in the affirmative and 155 in the negative, as follows:—

YEAS.

Messrs. Adams, Brooks.  
Adams, Smith J.  
Aylward, James F.  
Barrett, James T.

Messrs. Batchelder, Albert W.  
Bauer, Ralph S.  
Begley, John S.  
Bergengren, Roy F.

## JOURNAL OF THE CONVENTION,

Messrs.	Bigney, Robert E.	Messrs.	Lynch, John C.
	Boucher, Joseph Zoël		Maguire, James E.
	Bowen, Patrick		Mahoney, John J.
	Boynton, Thomas J.		Mancovitz, David
	Brennan, James J.		Mansfield, John J.
	Broderick, Patrick S.		Martin, Martin L.
	Brown, E. Gerry		McCarthy, Charles F.
	Bullock, William J.		McCormack, John W.
	Burrell, Fred J.		McIsaac, Daniel V.
	Butler, A. Webster		McKeon, Francis P.
	Callahan, Timothy F.		McLaud, Abner S.
	Carr, Edward		Merrill, George Frye
	Clark, Ezra W.		Mitchell, Charles
	Cooney, Charles P.		Mitchell, John
	Corrigan, Robert S.		Moran, William
	Costello, Francis M.		Moriarty, James T.
	Creamer, Walter H.		Morrill, Charles H.
	Creed, James F.		Moynihan, James J.
	Cummings, John W.		Murley, Joseph J.
	Daley, Peter		Nestor, Patrick F.
	Daly, John W.		Newhall, Arthur N.
	Dean, Robert A.		Newton, H. Huestis
	Delaney, Louis F.		O'Connell, John J.
	Donnelly, James P.		O'Connell, John P.
	Donoghue, John A.		O'Connell, Joseph F.
	Donovan, Daniel R.		O'Connor, John D.
	Donovan, James A.		Peirce, Albion G.
	Donovan, Thomas F.		Pelletier, Joseph C.
	Doran, James P.		Peterson, Patrick
	Driscoll, Dennis D.		Quincy, Josiah
	Driscoll, Timothy J.		Quinn, Timothy F.
	Flaherty, William		Ray, Herbert L.
	Flye, Louis Edwin		Ross, Samuel
	Flynn, Maurice R.		Sawyer, Roland D.
	Gallagher, Daniel J.		Scigliano, Alfred P.
	Gartland, John J.		Shanahan, William J.
	Glazier, Frederick P.		Shaw, Michael F.
	Good, John P.		Shea, John T.
	Granfield, William J.		Sheehan, Christopher A.
	Green, Thomas H.		Sherburne, Nelson
	Haines, Benjamin F.		Skerrett, Mark N.
	Hale, Matthew		Stoeber, Charles
	Harding, Clarence W.		Sullivan, Joseph M.
	Harriman, Arthur N.		Sullivan, Michael A.
	Harrington, Patrick H.		Sullivan, William H.
	Hart, Albert Bushnell		Sullivan, William J.
	Hicks, George H.		Thompson, Edward
	Hoitt, Augustus J.		Twomey, John C.
	Horgan, Francis J.		Walker, George
	Johnson, Charles R.		Walker, Joseph
	Keliher, John A.		Walsh, David I.
	Kelley, Thomas R.		Webster, Francis E.
	Kelly, Luke L.		Webster, George P.
	Kenny, Herbert A.		Whipple, Sherman L.
	Kilbon, John L.		Whitehead, James
	Lane, Dwight F.		Winslow, Guy M.
	Leonard, Joseph J.		Wonson, Carlton W.
	Lomasney, Martin M.		

## NAYS.

Messrs.	Adams, Charles Francis	Messrs.	Ballantyne, John
	Adams, Scott		Bangs, Francis R.
	Anderson, Frederick L.		Barker, Warren S.
	Avery, Nathan P.		Barnes, Clarence A.
	Bailey, Charles O.		Barnes, George L.
	Balch, Francis N.		Bartlett, Horace I.

Messrs. Bassett, Edmund	Messrs. Hall, Elisha S.
Bates, Sanford	Hall, Frederick S.
Bennett, Frank P.	Hall, Isaac Freeman
Besse, Harold A.	Hamilton, Andrew Foster
Bicknell, Wallace H.	Hawley, Truman R.
Blackmur, Paul R.	Hibbard, Charles E.
Bodfish, John D. W.	Hobbs, Clarence W., Jr.
Bolster, Percy G.	Hutchings, Henry M.
Bosworth, Henry H.	Jones, George R.
Bouvé, Walter L.	Kelley, George W.
Boyden, Frank L.	Kenefick, Thomas W.
Boyer, Elmer E.	Kinney, William S.
Brackett, John Q. A.	Kneil, Arthur S.
Brine, Henry C.	Lane, Daniel W.
Brooks, George F.	Langelier, Louis F. R.
Bruce, Charles	Leboeuf, Telesphore
Buck, Maurice A.	Linke, Fred R.
Burns, William A.	Logan, James
Buttrick, Allan G.	Look, William J.
Chandler, Leonard B.	Loring, Augustus P.
Chase, Mial W.	Love, Joseph A.
Choate, Charles F., Jr.	Lowe, Arthur H.
Churchill, George B.	Lowell, James A.
Clapp, Robert P.	Luce, Robert
Clark, Chester W.	Lufkin, Willfred W.
Codman, James M., Jr.	Lummus, Henry T.
Coe, S. Hamilton	Lyman, Frank E.
Collier, David R.	MacMaster, Edward A.
Collins, Samuel I.	McAnarney, John W.
Coogan, Clement F.	Merriam, John M.
Cook, Benjamin A.	Michelman, Joseph
Cook, Rufus H.	Montague, David T.
Coombs, Zelotes W.	Moore, Charles D. C.
Crafts, Lyman A.	Morton, James M.
Crosby, J. Howell	Myron, John F.
Crossley, William Cyril	Nutting, Edward H.
Curtis, Arthur B.	Parker, Herbert
Curtis, Edwin U.	Parkman, Henry
Cusick, John F.	Pillsbury, Albert E.
Dale, George H.	Putnam, Harry B.
Davis, William R.	Reidy, Michael J.
Delano, Robert T.	Richardson, Edward A.
Dillingham, Raymond P.	Richardson, James P.
Derbyshire, James H.	Rieutord, Louis O.
Doe, Orestes T.	Robbins, Edward J.
Douglass, John J.	Robinson, George H.
Dresser, Frank F.	Saunders, Amos T.
Dutch, Charles Frederick	Shattuck, Josiah B.
Farnsworth, Frank S.	Shea, John M.
Feiker, William H.	Smith, Jerome S.
Ferrey, Irving D.	Smith, Rutherford E.
Ferry, James R.	Stearns, Harry N.
Finn, E. Philip	Stoneman, David
Fisher, Edward	Sullivan, Edmund G.
Fitz-Randolph, Reginald T.	Sweeney, Edward A.
Foss, George H.	Sweet, Joseph L.
Fraser, Eugene B.	Talbot, Harry R.
French, Asa P.	Tatman, Charles T.
Frost, Archie N.	Thompson, Hubert C.
Gaylord, Henry E.	Thompson, John L.
George, Samuel W.	Tilton, Rufus H.
Giddings, Charles	Trefry, William D. T.
Gleason, Nesbit G.	Turner, Joseph
Graumann, John	Underhill, Charles L.
Greenwood, Hamlet S.	Walcott, Robert
Hale, Edward R.	Washburn, Albert H.

## JOURNAL OF THE CONVENTION,

Messrs: Washburn, Charles G.  
 Waterman, George B.  
 Weekes, George LeRoy  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.

Messrs. Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.

123 yeas; 155 nays.

Therefore the amendment was rejected.

Mr. W. H.  
 Sullivan, —  
 amendments.

The question next came on the following pending amendments, moved by Mr. William H. Sullivan of Boston: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 17 and 253, the word "powers".

After debate the amendments were rejected, by a vote of 69 to 114.

Mr. Lane of Boston then moved that the Convention take a recess until two o'clock; and this motion prevailed.

Recess.

Accordingly, at five minutes before one o'clock, recess was taken until two o'clock; at which hour the Convention reassembled.

Quorum.

Mr. Harriman of New Bedford doubted the presence of a quorum; and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

Mr. Churchill,  
 — amendment.

On the appearance of a quorum the question came on the following pending amendment, moved by Mr. Churchill of Amherst: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting, after line 27, the following paragraph: —

"No amendment of the constitution annulling, abrogating or repealing any of the provisions of the declaration of rights, or inconsistent therewith, shall be proposed by an initiative petition."

After debate the question was put on the adoption of this amendment, and 113 members voted in the affirmative and 106 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 129 members voted in the affirmative and 150 in the negative, as follows: —

YEAS.

Messrs. Adams, Charles Francis  
 Adams, Scott  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barker, Warren S.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Besse, Harold A.  
 Bicknell, Wallace H.  
 Blackmur, Paul R.

Messrs. Bolster, Percy G.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brooks, George F.  
 Buck, Maurice A.  
 Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Churchill, George B.

Messrs. Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crosby, J. Howell  
 Crossley, William Cyril  
 Curtis, Arthur B.  
 Curtis, Edwin U.  
 Cusick, John F.  
 Dale, George H.  
 Davis, Elbridge G.  
 Davis, William R.  
 Delano, Robert T.  
 Dellinger, Raymond P.  
 Doe, Orestes T.  
 Dresser, Frank F.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feikert, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fitz-Randolph, Reginald T.  
 Foss, George H.  
 Fraser, Eugene B.  
 French, Asa P.  
 Gates, Joseph S.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Nesbit G.  
 Greenwood, Hamlet S.  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Frederick S.  
 Hall, Isaac Freeman  
 Hamilton, Andrew Foster  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kenefick, Thomas W.  
 Kinney, William S.

Messrs. Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lummus, Henry T.  
 Lyman, Frank E.  
 Merriam, John M.  
 Michelman, Joseph  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Parker, Herbert  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Reidy, Michael J.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.

## NAYS.

Messrs. Adams, Brooks  
 Adams, Smith J.  
 Anderson, Frederick L.  
 Avery, Nathan P.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bates, Sanford  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bigney, Robert E.

Messrs. Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.

## JOURNAL OF THE CONVENTION,

Messrs.	Carr, Edward	Messrs.	Mancovitz, David
	Clark, Ezra W.		Mansfield, John J.
	Cooney, Charles P.		Martin, Martin L.
	Corrigan, Robert S.		McAnarney, John W.
	Costello, Francis M.		McCarthy, Charles F.
	Coughlan, William J.		McCormack, John W.
	Creamer, Walter H.		McIsaac, Daniel V.
	Creed, James F.		McKeon, Francis P.
	Cummings, John W.		McLaud, Abner S.
	Daley, Peter		Merrill, George Frye
	Daly, John W.		Mitchell, John
	Dean, Robert A.		Moran, William
	Delaney, Louis F.		Moriarty, James T.
	Derbyshire, James H.		Morrill, Charles H.
	Donnelly, James P.		Moynihan, James J.
	Donoghue, John A.		Murley, Joseph J.
	Donovan, Daniel R.		Myron, John F.
	Donovan, James A.		Nestor, Patrick F.
	Donovan, Thomas F.		Newhall, Arthur N.
	Doran, James P.		Newton, H. Huestis
	Douglass, John J.		Nutting, Edward H.
	Driscoll, Dennis D.		O'Connell, John J.
	Driscoll, Timothy J.		O'Connell, John P.
	Finn, E. Philip		O'Connell, Joseph F.
	Flaherty, William		O'Connor John D.
	Flye, Louis Edwin		Peirce, Albion G.
	Flynn, Maurice R.		Pelletier, Joseph C.
	Frost, Archie N.		Peterson, Patrick
	Gallagher, Daniel J.		Quincy, Josiah
	Gartland, John J.		Quinn, Timothy F.
	Glazier, Frederick P.		Ray, Herbert L.
	Good, John P.		Rieutord, Louis O.
	Granfield, William J.		Ross, Samuel
	Graumann, John		Sawyer, Roland D.
	Green, Thomas H.		Scigiano, Alfred P.
	Hale, Matthew		Shanahan, William J.
	Harding, Clarence W.		Shaw, Michael F.
	Harriman, Arthur N.		Shea, John T.
	Harrington, Patrick H.		Sheehan, Christopher A.
	Hart, Albert Bushnell		Sherburne, Nelson
	Hawley, Truman R.		Skerrett, Mark N.
	Hicks, George H.		Sparrell, Ernest H.
	Hoitt, Augustus J.		Stoeber, Charles
	Horgan, Francis J.		Sullivan, Joseph M.
	Johnson, Charles R.		Sullivan, Michael A.
	Keliher, John A.		Sullivan, William H.
	Kelley, Thomas R.		Sullivan, William J.
	Kelly, Luke L.		Swig, Louis
	Kenny, Herbert A.		Talbot, Harry R.
	Kerr, Alexander		Thompson, Edward
	Kilbon, John L.		Twomey, John C.
	Knotts, J. Franklin		Walker, George
	Lane, Dwight F.		Walker, Joseph
	Langelier, Louis F. R.		Walsh, David I.
	Leboeuf, Telesphore		Washburn, Albert H.
	Leonard, Joseph J.		Webster, Francis E.
	Linke, Fred R.		Webster, George P.
	Lomasney, Martin M.		Whipple, Sherman L.
	Love, Joseph A.		White, John A.
	Lynch, John C.		Whitehead, James
	Maguire, James E.		Winslow, Guy M.
	Mahoney, John J.		Wonson, Carlton W.

129 yeas; 150 nays.

Therefore the amendment was rejected.

Mr. Lowell of Newton then withdrew the pending amendment moved by him, there being no objection. Mr. Lowell, — amendment.

The question then came on the following pending amendment, moved by Mr. Edwin U. Curtis of Boston: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting, after line 30, the following paragraph: — Mr. Curtis, — amendment.

"The eighteenth amendment of the constitution, as approved and ratified to take effect the first day of October in the year nineteen hundred and eighteen, shall not be the subject of an initiative amendment."

Mr. French of Randolph moved that the amendment be amended by striking out the paragraph proposed to be inserted, and inserting in place thereof the following: — Mr. French, — amendment.

"Neither the eighteenth amendment of the constitution, as approved and ratified to take effect on the first day of October in the year nineteen hundred and eighteen, nor this provision for its protection, shall be the subject of an initiative amendment."

After debate Mr. Curtis accepted this amendment as a part of his amendment, there being no objection.

The question was then put on the adoption of the amendment moved by Mr. Curtis, as thus modified, and 129 members voted in the affirmative and 74 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Dennis D. Driscoll of Boston; and on the roll call 175 members voted in the affirmative and 106 in the negative: —

YEAS.

Messrs. Adams, Charles Francis	Messrs. Burns, William A.
Adams, Scott	Butler, A. Webster
Adams, Smith J.	Buttrick, Allan G.
Anderson, Frederick L.	Callahan, Timothy F.
Bailey, Charles O.	Carr, Edward
Balch, Francis N.	Chandler, Leonard B.
Ballantyne, John	Chase, Mial W.
Bangs, Francis R.	Choate, Charles F., Jr.
Barker, Warren S.	Churchill, George B.
Barnes, Clarence A.	Clapp, Robert F.
Barnes, George L.	Clark, Chester W.
Barrett, James T.	Clark, Ezra W.
Bartlett, Horace I.	Coe, S. Hamilton
Bassett, Edmund	Collier, David R.
Batchelder, Albert W.	Collins, Samuel I.
Bates, Sanford	Coogan, Clement F.
Begley, John S.	Cook, Benjamin A.
Bergengren, Roy F.	Coughlan, William J.
Besse, Harold A.	Cox, Guy W.
Bicknell, Wallace H.	Crafts, Lyman A.
Bodfish, John D. W.	Crossley, William Cyril
Bouvé, Walter L.	Curtis, Arthur B.
Boyer, Elmer E.	Curtis, Edwin U.
Brackett, John Q. A.	Dale, George H.
Brennan, James H.	Daley, Peter
Brennan, James J.	Davis, Elbridge G.
Broderick, Patrick S.	Davis, William R.
Brooks, George F.	Delaney, Louis F.
Buck, Maurice A.	Delano, Robert T.
Bullock, William J.	Dellinger, Raymond P.

## JOURNAL OF THE CONVENTION,

Messrs.	Derbyshire, James H. Donovan, Thomas F. Dresser, Frank F. Dutch, Charles Frederick Farnsworth, Frank S. Feiker, William H. Ferrey, Irving D. Ferry, James R. Finn, E. Philip Fisher, Edward Flaherty, William Fraser, Eugene B. French, Asa P. Frost, Archie N. Gallagher, Daniel J. Garland, Francis P. Gartland, John J. Gates, Joseph S. Gaylord, Henry E. Giddings, Charles Glazier, Frederick P. Gleason, Nesbit G. Good, John P. Granfield, William J. Graumann, John Green, Thomas H. Greenwood, Hamlet S. Hale, Edward R. Hale, Matthew Hall, Elisha S. Hall, Frederick S. Hall, Isaac Freeman Hamilton, Andrew Foster Harding, Clarence W. Hawley, Truman R. Hoitt, Augustus J. Jones, George R. Keliher, John A. Kerr, Alexander Kinney, William S. Knotts, J. Franklin Lane, Daniel W. Lane, Dwight F. Langelier, Louis F. R. Leonard, Joseph J. Logan, James Lomasney, Martin M. Look, William J. Loring, Augustus P. Lowe, Arthur H. Lowell, James A. Luce, Robert Maguire, James E. Mahoney, John J. Mancovitz, David McIsaac, Daniel V. McLaud, Abner S. Merriam, John M.	Messrs.	Merrill, George Frye Michelman, Joseph Montague, David T. Moore, Charles D. C. Morton, James M. Nestor, Patrick F. Newhall, Arthur N. Newton, H. Hueatia Nutting, Edward H. O'Connell, John J. Parker, Herbert Parkman, Henry Pelletier, Joseph C. Peterson, Patrick Pillsbury, Albert E. Putnam, Harry B. Quincy, Josiah Reidy, Michael J. Richardson, Edward A. Richardson, James P. Rieutord, Louis O. Robbins, Edward J. Robinson, George H. Scigliano, Alfred P. Shanahan, William J. Shattuck, Josiah B. Shaw, Michael F. Shea, John M. Smith, Jerome S. Smith, Rutherford E. Sparrell, Ernest H. Stearns, Harry N. Stoneman, David Sullivan, Edmund G. Sullivan, Joseph M. Sweeney, Edward A. Sweet, Joseph L. Swig, Louis Talbot, Harry R. Tatman, Charles T. Thompson, John L. Trefry, William D. T. Turner, Joseph Walcott, Robert Walker, George Washburn, Albert H. Waterman, George B. Webster, Francis E. Webster, George P. Weekes, George LeRoy Wellman, Arthur Holbrook Wheeler, William White, John A. Willett, George Franklin Wing, Herbert Wonson, Carlton W. Wood, Charles J.
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## NAYS.

Messrs.	Adams, Brooks Avery, Nathan P. Aylward, James F. Bauer, Ralph S. Bennett, Frank P. Bigney, Robert E. Blackmur, Paul R.	Messrs.	Bolster, Percy G. Bosworth, Henry H. Boucher, Joseph Zoël Bowen, Patrick Boynton, Thomas J. Brine, Henry C. Brown, E. Gerry
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<b>Messrs.</b> Burrell, Fred J.	<b>Messrs.</b> Lyman, Frank E.
Codman, James M., Jr.	Lynch, John C.
Cook, Rufus H.	MacMaster, Edward A.
Coombs, Zelotes W.	Mansfield, John J.
Cooney, Charles P.	Martin, Martin L.
Corrigan, Robert S.	McAnarney, John W.
Costello, Francis M.	McCarthy, Charles F.
Creamer, Walter H.	McCormack, John W.
Creed, James F.	McKeon, Francis P.
Crosby, J. Howell	Mitchell, Charles
Cummings, John W.	Mitchell, John
Cusick, John F.	Moran, William
Daly, John W.	Moriarty, James T.
Dean, Robert A.	Morrill, Charles H.
Donnelly, James P.	Moynihan, James J.
Donoghue, John A.	Murley, Joseph J.
Donovan, Daniel R.	Myron, John F.
Donovan, James A.	O'Connell, John F.
Doran, James P.	O'Connell, Joseph F.
Douglass, John J.	O'Connor, John D.
Driscoll, Dennis D.	Peirce, Albion G.
Driscoll, Timothy J.	Quina, Timothy F.
Fitz-Randolph, Reginald T.	Ray, Herbert L.
Flye, Louis Edwin	Ross, Samuel
Flynn, Maurice R.	Saunders, Amos T.
Foss, George H.	Sawyer, Roland D.
George, Samuel W.	Shea, John T.
Harriman, Arthur N.	Sheehan, Christopher A.
Harrington, Patrick H.	Sherburne, Nelson
Hart, Albert Bushnell	Skerrett, Mark N.
Hibbard, Charles E.	Sullivan, Michael A.
Hicks, George H.	Sullivan, William H.
Hobbs, Clarence W., Jr.	Sullivan, William J.
Horgan, Francis J.	Thompson, Edward
Hutchings, Henry M.	Thompon, Hubert C.
Johnson, Charles R.	Tilton, Rufus H.
Kelley, George W.	Twomey, John C.
Kelley, Thomas R.	Underhill, Charles L.
Kelly, Luke L.	Walker, Joseph
Kenefick, Thomas W.	Walsh, David I.
Kenny, Herbert A.	Washburn, Charles G.
Kilbon, John L.	Whipple, Sherman L.
Kneil, Arthur S.	Whitehead, James
Linke, Fred R.	Whittier, Eugene P.
Love, Joseph A.	Williams, Fred Homer
Lummus, Henry T.	Winslow, Guy M.

175 yeas; 106 nays.

Therefore the amendment was adopted.

The question then came on the following pending amendment, moved by Mr. Richardson of Newton: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by adding after the word "petition", in line 30, the words " ; nor shall this section be the subject of such a petition".

After debate the question was put, and 108 members voted in the affirmative and 81 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 142 members voted in the affirmative and 139 in the negative, as follows: —

## JOURNAL OF THE CONVENTION,

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Frost, Archie N.
Adams, Scott	Gates, Joseph S.
Anderson, Frederick L.	Gaylord, Henry E.
Bailey, Charles O.	George, Samuel W.
Balch, Francis N.	Giddings, Charles
Ballantyne, John	Gleason, Nesbit G.
Bangs, Francis R.	Greenwood, Hamlet S.
Barker, Warren S.	Hale, Edward R.
Barnes, Clarence A.	Hall, Elisha S.
Barnes, George L.	Hall, Frederick S.
Bartlett, Horace I.	Hall, Isaac Freeman
Bassett, Edmund	Hamilton, Andrew Foster
Batchelder, Albert W.	Hibbard, Charles E.
Bates, Sanford	Hobbs, Clarence W., Jr.
Besse, Harold A.	Hutchings, Henry M.
Bodfish, John D. W.	Jones, George R.
Bosworth, Henry H.	Kelley, George W.
Bouvé, Walter L.	Keneffick, Thomas W.
Boyden, Frank L.	Kinney, William S.
Boyer, Elmer E.	Kneil, Arthur S.
Brackett, John Q. A.	Langelier, Louis F. R.
Brooks, George F.	Linke, Fred R.
Buck, Maurice A.	Logan, James
Burns, William A.	Look, William J.
Buttrick, Allan B.	Loring, Augustus P.
Chandler, Leonard B.	Lowe, Arthur H.
Chase, Mial W.	Lowell, James A.
Choate, Charles F., Jr.	Luce, Robert
Churchill, George B.	Lummus, Henry T.
Clapp, Robert P.	Lyman, Frank E.
Clark, Chester W.	MacMaster, Edward A.
Clark, Ezra W.	Merriam, John M.
Codman, James M., Jr.	Michelman, Joseph
Coe, S. Hamilton	Mitchell, Charles
Collier, David R.	Montague, David T.
Collins, Samuel I.	Moore, Charles D. C.
Coogan, Clement F.	Morton, James M.
Cook, Benjamin A.	Nutting, Edward H.
Cook, Rufus H.	Parker, Herbert
Coombs, Zelotes W.	Parkman, Henry
Cox, Guy W.	Peirce, Albion G.
Crafts, Lyman A.	Pillsbury, Albert E.
Crossley, William Cyril	Putnam, Harry B.
Curtis, Arthur B.	Reidy, Michael J.
Curtis, Edwin U.	Richardson, Edward A.
Dale, George H.	Richardson, James P.
Davis, Elbridge G.	Robbins, Edward J.
Davis, William R.	Robinson, George H.
Delano, Robert T.	Shattuck, Josiah B.
Dellinger, Raymond P.	Shea, John M.
Derbyshire, James H.	Smith, Jerome S.
Doe, Orestes T.	Smith, Rutherford E.
Dresser, Frank F.	Stearns, Harry N.
Dutch, Charles Frederick	Stoneman, David
Farnsworth, Frank S.	Sullivan, Edmund G.
Feiker, William H.	Sweeney, Edward A.
Ferrey, Irving D.	Sweet, Joseph L.
Ferry, James R.	Swig, Louis
Fisher, Edward	Talbot, Harry R.
Fitz-Randolph, Reginald T.	Tatman, Charles T.
Foss, George H.	Thompson, Hubert C.
Fraser, Eugene B.	Thompson, John L.
French, Asa P.	Tilton, Rufus H.

**Messrs.** Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Weekes, George LeRoy

**Messrs.** Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.

**NAYS.**

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Avery, Nathan P.  
 Aylward, James F.  
 Barrett, James T.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Blackmur, Paul R.  
 Bolster, Percy G.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Crosby, J. Howell  
 Cummings, John W.  
 Cusick, John F.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, James A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.

**Messrs.** Granfield, William J.  
 Graumann, John  
 Green, Thomas H.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Knotts, J. Franklin  
 Lane, Dwight F.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.

## JOURNAL OF THE CONVENTION,

Messrs. Ray, Herbert L.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigiano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.

Messrs. Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.  
 Wonson, Carlton W.

142 yeas; 139 nays.

Therefore the amendment was adopted.

Mr. Merriam,  
— amendment.

The question then came on the following pending amendment, moved by Mr. Merriam of Framingham: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting, after line 30, the following paragraph: —

"No proposition inconsistent with any one of the following rights of the individual, as at present declared in the declaration of rights, shall be the subject of an initiative or referendum petition: The right to receive compensation for private property appropriated to public use; the right of access to and protection in courts of justice; the right of trial by jury; protection from unreasonable search, unreasonable bail and the law martial; freedom of the press; freedom of speech; freedom of elections; and the right of peaceable assembly."

After debate this amendment was adopted, by a vote of 107 to 66.

Mr. Lummus,  
— amendment.

The question then came on the following pending amendment, moved by Mr. Lummus of Lynn: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by adding after the word "petition", in line 30, the words " ; nor shall this provision be the subject of an initiative petition".

Mr. Richardson of Newton raised the point of order that the amendment was not properly before the Convention, being essentially the same as an amendment previously adopted.

The President declared the point of order well taken.

Mr. Richardson,  
— amendment.

The question then came on the following pending amendment, moved by Mr. Richardson of Newton: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out lines 28, 29 and 30 (as amended), and inserting in place thereof the following paragraph: —

"No part of the constitution which provides for the establishment of a popular initiative and referendum, including this sentence, shall be the subject of an initiative petition."

After debate the question was put, and 106 members voted in the affirmative and 91 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 123 members voted in the affirmative and 141 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Hall, Elisha S.
Adams, Scott	Hall, Isaac Freeman
Anderson, Frederick L.	Hamilton, Andrew Foster
Bailey, Charles O.	Hibbard, Charles E.
Balch, Francis N.	Hobbs, Clarence W., Jr.
Ballantyne, John	Hutchings, Henry M.
Bangs, Francis R.	Jones, George R.
Barker, Warren S.	Keneffick, Thomas W.
Barnes, George L.	Kinney, William S.
Bartlett, Horace I.	Kneil, Arthur S.
Bassett, Edmund	Lane, Daniel W.
Besse, Harold A.	Linke, Fred R.
Blackmur, Paul R.	Logan, James
Bolster, Percy G.	Look, William J.
Bosworth, Henry H.	Loring, Augustus P.
Bouvé, Walter L.	Lowe, Arthur H.
Boyden, Frank L.	Lowell, James A.
Boyer, Elmer E.	Luce, Robert
Brackett, John Q. A.	Lummus, Henry T.
Buck, Maurice A.	Lyman, Frank E.
Burns, William A.	Merriam, John M.
Buttrick, Allan G.	Michelman, Joseph
Chandler, Leonard B.	Montague, David T.
Chase, Mial W.	Moore, Charles D. C.
Choate, Charles F., Jr.	Morton, James M.
Churchill, George B.	Parker, Herbert
Clapp, Robert P.	Parkman, Henry
Clark, Chester W.	Peirce, Albion G.
Coe, S. Hamilton	Pillsbury, Albert E.
Collier, David R.	Putnam, Harry B.
Collins, Samuel I.	Reidy, Michael J.
Coogan, Clement F.	Richardson, Edward A.
Cook, Benjamin A.	Richardson, James P.
Cook, Rufus H.	Robinson, George H.
Coombs, Zelotes W.	Shattuck, Josiah B.
Cox, Guy W.	Shea, John M.
Crafts, Lyman A.	Smith, Jerome S.
Crosby, J. Howell	Smith, Rutherford E.
Curtis, Arthur B.	Stearns, Harry N.
Curtis, Edwin U.	Sullivan, Edmund G.
Dale, George H.	Sweeney, Edward A.
Davis, Elbridge G.	Sweet, Joseph L.
Davis, William R.	Tatman, Charles T.
Delano, Robert T.	Thompson, Hubert C.
Dellinger, Raymond P.	Thompson, John L.
Doe, Orestes T.	Tilton, Rufus H.
Dutch, Charles Frederick	Trefry, William D. T.
Farnsworth, Frank S.	Underhill, Charles L.
Feiker, William H.	Walcott, Robert
Ferry, Irving D.	Washburn, Albert H.
Ferry, James R.	Washburn, Charles G.
Fisher, Edward	Waterman, George B.
Fitz-Randolph, Reginald T.	Weekes, George LeRoy
Foss, George H.	Wellman, Arthur Holbrook
Fraser, Eugene B.	Wheeler, William
French, Asa P.	White, John A.
Gates, Joseph S.	Whittier, Eugene P.
Gaylord, Henry E.	Willett, George Franklin
George, Samuel W.	Williams, Fred Homer
Giddings, Charles	Wing, Herbert
Gleason, Neabit G.	Wood, Charles J.
Greenwood, Hamlet S.	

## JOURNAL OF THE CONVENTION,

## NAYS.

Messrs. Adams, Smith J.	Messrs. Hawley, Truman R.
Avery, Nathan P.	Hoitt, Augustus J.
Aylward, James F.	Horgan, Francis J.
Barrett, James T.	Kelher, John A.
Batchelder, Albert W.	Kelley, George W.
Bates, Sanford	Kelley, Thomas R.
Bauer, Ralph S.	Kelly, Luke L.
Begley, John S.	Kerr, Alexander
Bennett, Frank P.	Kilbon, John L.
Bergengren, Roy F.	Knotts, J. Franklin
Bicknell, Wallace H.	Lane, Dwight F.
Bigney, Robert E.	Langelier, Louis F. R.
Bodfish, John D. W.	Leonard, Joseph J.
Boucher, Joseph Zoël	Lomasney, Martin M.
Bowen, Patrick	Love, Joseph A.
Boynton, Thomas J.	Lynch, John C.
Brennan, James H.	MacMaster, Edward A.
Brennan, James J.	Maguire, James E.
Brine, Henry C.	Mahoney, John J.
Broderick, Patrick S.	Mancovits, David
Brown, E. Gerry	Mansfield, John J.
Bullock, William J.	Martin, Martin L.
Burrell, Fred J.	McAnarney, John W.
Butler, A. Webster	McCarthy, Charles F.
Callahan, Timothy F.	McCormack, John W.
Carr, Edward	McIsaac, Daniel V.
Clark, Ezra W.	McKeon, Francis P.
Codman, James M., Jr.	McLaud, Abner S.
Cooney, Charles P.	Merrill, George Frye
Corrigan, Robert S.	Mitchell, Charles
Costello, Francis M.	Mitchell, John
Coughlan, William J.	Moran, William
Creamer, Walter H.	Moriarty, James T.
Creed, James F.	Morrill, Charles H.
Cummings, John W.	Moynihan, James J.
Daley, Peter	Murley, Joseph J.
Daly, John W.	Myron, John F.
Dean, Robert A.	Nestor, Patrick F.
Delaney, Louis F.	Newhall, Arthur N.
Derbyshire, James H.	Newton, H. Huestis
Donnelly, James P.	Nutting, Edward H.
Donoghue, John A.	O'Connell, John J.
Donovan, Daniel R.	O'Connell, John P.
Donovan, James A.	O'Connell, Joseph F.
Donovan, Thomas F.	O'Connor, John D.
Doran, James P.	Pelletier, Joseph C.
Douglass, John J.	Peterson, Patrick
Dresser, Frank F.	Quincy, Josiah
Driscoll, Dennis D.	Quinn, Timothy F.
Driscoll, Timothy J.	Ray, Herbert L.
Flaherty, William	Rieutord, Louis O.
Flye, Louis Edwin	Ross, Samuel
Flynn, Maurice R.	Sawyer, Roland D.
Gallagher, Daniel J.	Scigliano, Alfred P.
Gartland, John J.	Shanahan, William J.
Glazier, Frederick P.	Shaw, Michael F.
Good, John P.	Shea, John T.
Granfield, William J.	Sheehan, Christopher A.
Graumann, John	Sherburne, Nelson
Green, Thomas H.	Skerrett, Mark N.
Hale, Matthew	Sparrell, Ernest H.
Harding, Clarence W.	Stoeber, Charles
Harriman, Arthur N.	Sullivan, Joseph M.
Hart, Albert Bushnell	Sullivan, William H.

Messrs. Sullivan, William J.  
Swig, Louis  
Talbot, Harry R.  
Thompson, Edward  
Twomey, John C.  
Walker, George  
Walker, Joseph

Messrs. Walsh, David I.  
Webster, George P.  
Whipple, Sherman L.  
Whitehead, James  
Winslow, Guy M.  
Wonson, Carlton W.

123 yeas; 141 nays.

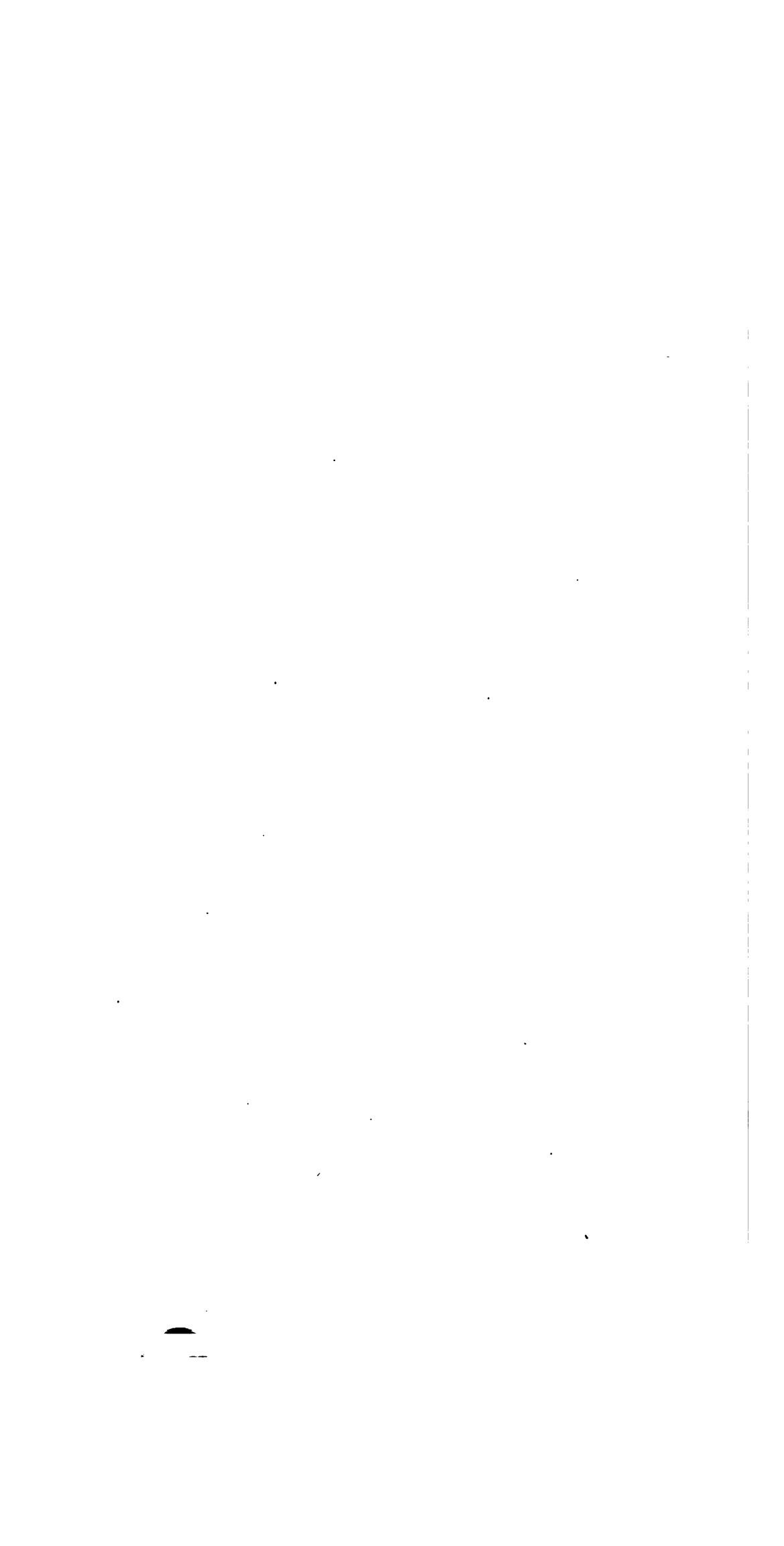
Therefore the amendment was rejected.

Mr. Bennett of Saugus moved that the Convention adjourn; and this motion was negatived, by a vote of 73 to 82.

The question then came on the following pending amendment, moved by Mr. Harriman of New Bedford: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out lines 28, 29 and 30 (as amended).

After debate, and without action on the amendment, Mr. O'Connell of Boston moved that the Convention adjourn; and this motion prevailed.

Accordingly, at six minutes before five o'clock, the Convention adjourned, to meet to-morrow at half-past ten o'clock, A.M.



## JOURNAL OF THE CONVENTION.

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FRIDAY, November 23, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Archey D. Ball of Malden.

### *Special Communication.*

A communication from Delegate George W. Anderson of Brookline, addressed to the President of the Convention and dated November 21, was read, as follows: —

"It seems to me fitting that I should ask that the records of the Convention show that my absence from roll calls for the past six weeks has not been from inattention to public duty. As you know, I was, contrary to my own desire, appointed upon the Interstate Commerce Commission and had to assume the duties of that office on October 15th. It is also known to you that matters of vital importance due to war conditions were pending before that Commission, calling for immediate and absorbing attention. It seemed to me a matter of plain public duty to accept this appointment, and also to devote myself to matters then pending. My absence has therefore been compulsory.

"But while unable to listen to or participate in the discussions, I have arranged to offset my vote with delegates holding different views who are also constrained to be absent in the performance of other public duties.

"I ask that this letter may be either inserted in the records or that you will take such other course as seems to you proper under the circumstances."

The communication was placed on file.

### *Leave of Absence.*

On motion of Mr. Adams of Springfield, —

*Ordered*, That Mr. Brown of Springfield be granted leave of <sup>Samuel F.</sup> <sub>Brown.</sub> absence for the current week, under Rule 13, because of illness.

### *Special Committee to Consider Economic, Industrial and Military Problems.*

The following order, offered by Mr. Adams of Quincy, the consideration of which was postponed from the last session, was laid on the table, on motion of that member: —

*Ordered*, That this Convention appoint its President to serve during the approaching recess as chairman of a committee whose duty it shall be to consider, and to report upon to this Convention when it shall reconvene, those economic, industrial and military problems which are being evolved here and elsewhere by the present war, and problems which, in their judgment,

Special recess committee on economic, industrial and military problems.

## JOURNAL OF THE CONVENTION,

<b>Measrs.</b>	Rieutord, Louis O. Robbins, Edward J. Robinson, George H. Saunders, Amos T. Shattuck, Josiah B. Shea, John M. Smith, Jerome S. Smith, Rutherford E. Stearns, Harry N. Stoneman, David Sullivan, Edmund G. Sweet, Joseph L. Swig, Louis Tatman, Charles T. Thompson, Hubert C.	<b>Measrs.</b>	Tilton, Rufus H. Trefry, William D. T. Turner, Joseph Underhill, Charles L. Walcott, Robert Washburn, Charles G. Waterman, George B. Wellman, Arthur Holbrook Wheeler, William Whittier, Eugene P. Willett, George Franklin Williams, Fred Homer Wing, Herbert Wonson, Carlton W. Wood, Charles J.
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142 yeas; 134 nays.

Therefore the amendment was adopted.

**Mr. Knotts, —**  
amendment.

The first pending amendment moved by Mr. Knotts of Somerville (that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting, after line 59, certain paragraphs) was withdrawn by that member, there being no objection.

**Mr. Quincy, —**  
amendments.

The question then came on certain pending amendments moved by Mr. Quincy of Boston. The same member moved certain amendments of the amendments.

**Recess.**

After debate Mr. O'Connell of Boston moved that the Convention take a recess until two o'clock; and this motion was adopted, by a vote of 141 to 37.

Accordingly, at five minutes before one o'clock, a recess was taken until two o'clock; at which hour the Convention reassembled.

**Quorum.**

Mr. Quincy of Boston doubted the presence of a quorum; and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum Mr. Quincy asked unanimous consent that the time for debate on his pending amendments be extended fifteen minutes. Objection was made by Mr. Reidy of Boston.

**Mr. Quincy, —**  
amendments.

Mr. Quincy was then given unanimous consent to modify his pending amendments, so as to read as follows: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows: —

By inserting in line 48, after the word "shall", the words "give the petition a number and shall";

By striking out, in lines 60, 61 and 62, the words "If an initiative petition, signed by the required number of qualified voters, has been filed as aforesaid", and inserting in place thereof the words "If the required number of signatures to an initiative petition has been filed with the secretary of the commonwealth as herein provided";

By inserting after line 59 the following paragraphs: —

"The signatures to initiative petitions hereby required, with the exception of the first ten signers, shall be made and filed as follows: The secretary of the commonwealth shall print in-

dividual signature cards upon which any registered voter receiving the same as herein provided may personally make his signature, followed by his address as it appears upon the voting list, in favor of any initiative petition which he desires to support. Each such card shall identify by number or otherwise the initiative petition for which the signature is to be given, shall bear the seal of the commonwealth printed thereon, or other identifying mark, and shall be used only for official transmission by mail as herein provided. Any registered voter may sign one such signature card in favor of each initiative petition which he desires to support, but each signature card shall only be signed by one voter and for one petition.

"The secretary of the commonwealth shall procure and keep on file the latest printed copies of the voting lists of all cities and towns, and he shall at the request of any original signer of an initiative petition duly filed cause one of such signature cards to be mailed to any list or lists of voters which may from time to time be specified or furnished by any such signer, provided that all expenses connected with such mailing, other than the expense of printing such signature cards and such initiative measure, shall be deposited in advance. A copy of the full text of such initiative measure shall be printed by the secretary of the commonwealth and enclosed with each signature card, together with any printed argument in support of the same, and any addressed return envelopes which may be furnished him for mailing therewith. Provision shall be made by law to regulate the length of any such argument and for allowing opponents of such initiative measure an opportunity, by depositing one-half of the expense of mailing as aforesaid, exclusive of the expense of furnishing such addressed return envelopes, to have printed arguments in opposition to such measure enclosed with such signature cards. Instead of mailing such cards the secretary of the commonwealth shall, at the request of any such original signer, furnish and send to any clerk of a city or town a sufficient number of signature cards for the registered voters of such city or town, and such clerk shall, upon the deposit of the expenses aforesaid, thereupon have the same duty in respect to the mailing of such signature cards and other printed matter as herein provided in respect to said secretary.

"As an additional method of giving his signature and support to any initiative petition, any registered voter may express in his own handwriting upon a paper or card personally signed by him, with his address as aforesaid and bearing the signature and address of a witness, his desire to sign in favor of any one initiative petition designated therein by number or other sufficient description, and such paper or card when received by the clerk of the city or town in which such voter is registered as a voter shall constitute a signature to such petition; and any such voter may sign one such paper or card in favor of each initiative petition which he desires to support.

"In addition to the two methods of signing initiative petitions above provided, any registered voter may give his signature therefor in the presence of the clerk of the city or town in which

Mr. Quincy.—  
amendments.

## JOURNAL OF THE CONVENTION,

Messrs.	Ferry, James R. Fisher, Edward Fitz-Randolph, Reginald T. Foss, George H. Fraser, Eugene B. French, Asa P. Frost, Archie N. Gates, Joseph S. Gaylord, Henry E. George, Samuel W. Giddings, Charles Gleason, Nesbit G. Greenwood, Hamlet S. Hale, Edward R. Hall, Elisha S. Hall, Frederick S. Hall, Isaac Freeman Hamilton, Andrew Foster Hibbard, Charles E. Hobbs, Clarence W., Jr. Hutchings, Henry M. Jones, George R. Kelley, George W. Kenefick, Thomas W. Kinney, William S. Kneil, Arthur S. Lane, Daniel W. Langelier, Louis F. R. Linke, Fred R. Logan, James Look, William J. Loring, Augustus P. Lowe, Arthur H. Lowell, James A. Luce, Robert Lufkin, Willfred W. Lummus, Henry T. Lyman, Frank E. McAnarney, John W. Merriam, John M. Mitchell, Charles Montague, David T.	Messrs.	Moore, Charles D. C. Morton, James M. Parker, Herbert Parkman, Henry Pillsbury, Albert E. Powers, Samuel L. Putnam, Harry B. Reidy, Michael J. Richardson, Edward A. Richardson, James P. Robbins, Edward J. Robinson, George H. Saunders, Amos T. Shattuck, Josiah B. Shea, John M. Smith, Jerome S. Smith, Rutherford E. Stearns, Harry N. Sullivan, Edmund G. Sweeney, Edward A. Sweet, Joseph L. Tatman, Charles T. Thompson, Hubert C. Thompson, John L. Tilton, Rufus H. Trefry, William D. T. Turner, Joseph Underhill, Charles L. Walcott, Robert Washburn, Albert H. Washburn, Charles G. Waterman, George B. Wellman, Arthur Holbrook Wheeler, William White, John A. Whittier, Eugene P. Willett, George Franklin Williams, Fred Homer Wing, Herbert Wonson, Carlton W. Wood, Charles J. Youngman, William S.
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## NAYS.

Messrs.	Adams, Brooks Adams, Smith J. Anderson, Frederick L. Aylward, James F. Barrett, James T. Batchelder, Albert W. Bates, Sanford Bauer, Ralph S. Begley, John S. Bennett, Frank P. Bergengren, Roy F. Bigney, Robert E. Bodfish, John D. W. Boucher, Joseph Zoël Bowen, Patrick Brennan, James H. Brine, Henry C. Broderick, Patrick S. Brown, E. Gerry Bullock, William J. Burrell, Fred J. Butler, A. Webster	Messrs.	Callahan, Timothy F. Carr, Edward Clark, Ezra W. Coakley, Daniel H. Cooney, Charles P. Corrigan, Robert S. Costello, Francis M. Coughlan, William J. Creamer, Walter H. Creed, James F. Cummings, John W. Curtiss, Elmer L. Daley, Peter Daly, John W. Dean, Robert A. Delaney, Louis F. Dellinger, Raymond P. Donnelly, James P. Donoghue, John A. Donovan, Thomas F. Doran, James P. Douglass, John J.
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Messrs. Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Cranfield, William J.  
 Graumann, John  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Kelihier, John A.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Larson, Charles G.  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John

Messrs. Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Hueatis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Sciglano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Stoneman, David  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.

140 yeas; 140 nays.

Therefore the amendment was rejected.

The amendment of line 59, moved by Mr. George, was then rejected, by a vote of 37 to 83. Mr. George, — amendment.

There being no objection, Mr. Moriarty of Boston moved that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 45, 46 and 47, the words "A filing fee not exceeding one hundred dollars, which shall be returned if and when the petition is completed, may be required by law."

After debate the question was put, and 92 members voted in the affirmative and 104 in the negative.

## JOURNAL OF THE CONVENTION,

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Moriarty; and on the roll call 142 members voted in the affirmative and 134 in the negative, as follows:—

## YEAS.

Messrs. Adams, Smith J.	Messrs. Harriman, Arthur N.
Aylward, James F.	Harrington, Patrick H.
Barrett, James T.	Hart, Albert Bushnell
Batchelder, Albert W.	Hawley, Truman R.
Bates, Sanford	Hicks, George H.
Bauer, Ralph S.	Hoitt, Augustus J.
Begley, John S.	Horgan, Francis J.
Bennett, Frank P.	Johnson, Charles R.
Bergengren, Roy F.	Jones, George R.
Bicknell, Wallace H.	Keliber, John A.
Bigney, Robert E.	Kelley, George W.
Bodfish, John D. W.	Kelley, Thomas R.
Boucher, Joseph Zoöl	Kelly, Luke L.
Bowen, Patrick	Kenny, Herbert A.
Brennan, James H.	Kerr, Alexander
Brine, Henry C.	Kilbon, John L.
Broderick, Patrick S.	Lane, Dwight F.
Brown, E. Gerry	Larson, Charles G.
Bullock, William J.	Leonard, Joseph J.
Burrell, Fred J.	Lomasney, Martin M.
Butler, A. Webster	Love, Joseph A.
Callahan, Timothy F.	Lynch, John C.
Carr, Edward	MacMaster, Edward A.
Clark, Ezra W.	Maguire, James E.
Coakley, Daniel H.	Mahoney, John J.
Cooney, Charles P.	Mancovitz, David
Corrigan, Robert S.	Mansfield, John J.
Coughlan, William J.	Martin, Martin L.
Creamer, Walter H.	McCarthy, Charles F.
Creed, James F.	McCormack, John W.
Crosby, J. Howell	McIsaac, Daniel V.
Cummings, John W.	McKeon, Francis P.
Daley, Peter	McLaud, Abner S.
Daly, John W.	Merrill, George Frye
Dean, Robert A.	Michelman, Joseph
Delaney, Louis F.	Mitchell, Charles
Dellinger, Raymond P.	Mitchell, John
Derbyshire, James H.	Moran, William
Donnelly, James P.	Moriarty, James T.
Donoghue, John A.	Morrill, Charles H.
Donovan, Thomas F.	Moynihan, James J.
Doran, James P.	Murley, Joseph J.
Douglass, John J.	Myron, John F.
Driscoll, Dennis D.	Nestor, Patrick F.
Driscoll, Timothy J.	Newhall, Arthur N.
Finn, E. Philip	Newton, H. Huestis
Flaherty, William	Nutting, Edward H.
Flynn, Maurice R.	O'Connell, John J.
Frost, Archie N.	O'Connell, John P.
Gallagher, Daniel J.	O'Connell, Joseph F.
Gartland, John J.	O'Connor, John D.
Gates, Joseph S.	Pelletier, Joseph C.
Glazier, Frederick P.	Peterson, Patrick
Good, John P.	Quincy, Josiah
Granfield, William J.	Quinn, Timothy F.
Green, Thomas H.	Ross, Samuel
Greenwood, Hamlet S.	Sawyer, Roland D.
Hale, Matthew	Scigliano, Alfred P.
Harding, Clarence W.	Shanahan, William J.

**Messrs.** Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Sweeney, Edward A.

**Messrs.** Thompson, Edward  
 Thompson, John L.  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Webster, Francis E.  
 Whipple, Sherman L.  
 White, John A.  
 Whitehead, James  
 Winslow, Guy M.

**NAYS.**

**Messrs.** Adams, Brooks  
 Adams, Charles Francis  
 Adams, Scott  
 Anderson, Frederick L.  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barker, Warren S.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Benton, Everett C.  
 Besse, Harold A.  
 Bolster, Percy G.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Bruce, Charles  
 Buck, Maurice A.  
 Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.  
 Cook, Rufus H.  
 Coolidge, Louis A.  
 Coombs, Zelotes W.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crossley, William Cyril  
 Curtis, Arthur B.  
 Curtis, Edwin U.  
 Curtiss, Elmer L.  
 Dale, George H.  
 Davis, Elbridge G.  
 Davis, William R.  
 Delano, Robert T.  
 Doe, Orestes T.  
 Dresser, Frank F.

**Messrs.** Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Feikert, William H.  
 Ferrey, Irving D.  
 Ferry, James R.  
 Fisher, Edward  
 Fitz-Randolph, Reginald T.  
 Flye, Louis Edwin  
 Foss, George H.  
 Fraser, Eugene B.  
 French, Asa P.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Neabit G.  
 Graumann, John  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Frederick S.  
 Hall, Isaac Freeman  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Kenefick, Thomas W.  
 Kinney, William S.  
 Kneil, Arthur S.  
 Lane, Daniel W.  
 Langelier, Louis F. R.  
 Linke, Fred R.  
 Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lufkin, Willfred W.  
 Lummus, Henry T.  
 Lyman, Frank E.  
 McAnarney, John W.  
 Merriam, John M.  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.  
 Parker, Herbert  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Powers, Samuel L.  
 Putnam, Harry B.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Richardson, Edward A.  
 Richardson, James P.

## JOURNAL OF THE CONVENTION,

**Messrs.** Rieutord, Louis O.  
 Robbins, Edward J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweet, Joseph L.  
 Swig, Louis  
 Tatman, Charles T.  
 Thompson, Hubert C.

**Messrs.** Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 Whittier, Eugene P.  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wing, Herbert  
 Wonson, Carlton W.  
 Wood, Charles J.

142 yeas; 134 nays.

Therefore the amendment was adopted.

**Mr. Knotts, —  
amendment.**

The first pending amendment moved by Mr. Knotts of Somerville (that the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting, after line 59, certain paragraphs) was withdrawn by that member, there being no objection.

**Mr. Quincy, —  
amendments.**

The question then came on certain pending amendments moved by Mr. Quincy of Boston. The same member moved certain amendments of the amendments.

**Recess.**

After debate Mr. O'Connell of Boston moved that the Convention take a recess until two o'clock; and this motion was adopted, by a vote of 141 to 37.

Accordingly, at five minutes before one o'clock, a recess was taken until two o'clock; at which hour the Convention reassembled.

**Quorum.**

Mr. Quincy of Boston doubted the presence of a quorum; and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

On the appearance of a quorum Mr. Quincy asked unanimous consent that the time for debate on his pending amendments be extended fifteen minutes. Objection was made by Mr. Reidy of Boston.

**Mr. Quincy, —  
amendments.**

Mr. Quincy was then given unanimous consent to modify his pending amendments, so as to read as follows: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows: —

By inserting in line 48, after the word "shall", the words "give the petition a number and shall";

By striking out, in lines 60, 61 and 62, the words "If an initiative petition, signed by the required number of qualified voters, has been filed as aforesaid", and inserting in place thereof the words "If the required number of signatures to an initiative petition has been filed with the secretary of the commonwealth as herein provided";

By inserting after line 59 the following paragraphs: —

"The signatures to initiative petitions hereby required, with the exception of the first ten signers, shall be made and filed as follows: The secretary of the commonwealth shall print in-

dividual signature cards upon which any registered voter receiving the same as herein provided may personally make his signature, followed by his address as it appears upon the voting list, in favor of any initiative petition which he desires to support. Each such card shall identify by number or otherwise the initiative petition for which the signature is to be given, shall bear the seal of the commonwealth printed thereon, or other identifying mark, and shall be used only for official transmission by mail as herein provided. Any registered voter may sign one such signature card in favor of each initiative petition which he desires to support, but each signature card shall only be signed by one voter and for one petition.

"The secretary of the commonwealth shall procure and keep on file the latest printed copies of the voting lists of all cities and towns, and he shall at the request of any original signer of an initiative petition duly filed cause one of such signature cards to be mailed to any list or lists of voters which may from time to time be specified or furnished by any such signer, provided that all expenses connected with such mailing, other than the expense of printing such signature cards and such initiative measure, shall be deposited in advance. A copy of the full text of such initiative measure shall be printed by the secretary of the commonwealth and enclosed with each signature card, together with any printed argument in support of the same, and any addressed return envelopes which may be furnished him for mailing therewith. Provision shall be made by law to regulate the length of any such argument and for allowing opponents of such initiative measure an opportunity, by depositing one-half of the expense of mailing as aforesaid, exclusive of the expense of furnishing such addressed return envelopes, to have printed arguments in opposition to such measure enclosed with such signature cards. Instead of mailing such cards the secretary of the commonwealth shall, at the request of any such original signer, furnish and send to any clerk of a city or town a sufficient number of signature cards for the registered voters of such city or town, and such clerk shall, upon the deposit of the expenses aforesaid, thereupon have the same duty in respect to the mailing of such signature cards and other printed matter as herein provided in respect to said secretary.

"As an additional method of giving his signature and support to any initiative petition, any registered voter may express in his own handwriting upon a paper or card personally signed by him, with his address as aforesaid and bearing the signature and address of a witness, his desire to sign in favor of any one initiative petition designated therein by number or other sufficient description, and such paper or card when received by the clerk of the city or town in which such voter is registered as a voter shall constitute a signature to such petition; and any such voter may sign one such paper or card in favor of each initiative petition which he desires to support.

"In addition to the two methods of signing initiative petitions above provided, any registered voter may give his signature therefor in the presence of the clerk of the city or town in which

Mr. Quinney.—  
amendments.

he is a registered voter, or of any assistant in his office, and the secretary of the commonwealth shall furnish to every city or town clerk an official blank for such signatures.

Mr. Quincy.—  
Amendments.

"Any such official signature card or unofficial paper or card when executed as herein provided may be delivered by mail or otherwise either to the secretary of the commonwealth or to the clerk of the city or town in which the signer of the same is a registered voter, and when so received shall be open for public inspection. If the name and residence signed to any such card or paper corresponds to the name and residence of a registered voter, and if such card or paper appears to be executed as herein required, the same shall be placed on file, otherwise it shall be rejected. If the officer with whom such card or paper is filed believes, from evidence offered to him, that there is substantial reason to doubt the genuineness of the signature to any such card or paper, he may reject the same unless satisfactory evidence to establish such genuineness is furnished. The name of each signer of any such card or paper or blank shall be checked on the voting list so that the same voter shall not be counted more than once in support of any one petition.

"When the time for filing signatures as fixed herein shall expire, each city or town clerk with whom any such official signature cards or any such unofficial papers or cards have been filed, or who has in his office any of the petition blanks furnished as aforesaid with signatures of voters thereon, shall transmit all of the same to the secretary of the commonwealth, who shall proceed to examine the same and count all signatures which appear to be in conformity herewith, and if the number of such signatures to any petition, together with the number of signatures thereto filed directly with the secretary of the commonwealth, equals the number of signatures required to complete such petition as herein provided, then such petition shall be transmitted to the general court or submitted to the people, as the case may be, as herein-after provided.";

By striking out, in lines 112, 113 and 114, the words "in any manner not inconsistent with its general purpose by vote of three-fourths of the members voting thereon in joint session", and inserting in place thereof the words "by vote of three-fourths of the members voting thereon in joint session, which shall be taken by yeas and nays unless dispensed with by unanimous consent";

By striking out lines 152 to 158, inclusive, and inserting in place thereof the words "is completed by filing after the first Wednesday in June aforesaid, and before the first Wednesday of the following August, not less than five thousand signatures of qualified voters, in addition to those filed before the introduction of such initiative petition, which signatures must have been obtained after the first Wednesday of June aforesaid, then";

By striking out lines 184 to 190, inclusive, and inserting in place thereof the words "by filing after the first Wednesday in June aforesaid, and before the first Wednesday of the following August, not less than five thousand signatures of qualified voters, in addition to those filed before the introduction of such initiative

petition, which signatures must have been obtained after the first Wednesday of June aforesaid, then the"; and

By striking out lines 168 to 192, inclusive, and inserting in place thereof the following paragraph: —

"The general court may, upon petition signed by a majority of the first ten signers of an initiative petition for a law, make any amendment or amendments therein, by vote taken by the yeas and nays, which are specifically asked for in such petition, and such proposed law shall then be voted upon by the general court, and submitted to the people if qualified for submission as herein provided, in such amended form."

Mr. Quincy then moved that the further consideration of his amendments, except the amendment of lines 112, 113 and 114, be postponed until action had been taken on all other amendments, except amendments proposing substitute resolutions.

Mr. Sawyer of Ware raised the point of order that the motion to postpone could not properly be entertained, for the reason that it is not in order to postpone the consideration of a subsidiary question.

The President stated that, if the motion to postpone had been to a day certain, or had otherwise separated the subsidiary question from the main question, it would not have been in order; but that the motion only contemplated changing the order for the consideration of amendments. He therefore declared the point of order not well taken.

After debate the motion to postpone was adopted, by a vote of 127 to 57.

The question then came on the following pending amendment, moved by Mr. Bates of Boston: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting, after line 85, the following paragraph: —

"If, of the measures introduced into the general court by initiative petition in any one year, more than five fail of enactment by the general court, and the petitions relating to more than five are duly completed, the five on the petitions accompanying which appear the largest number of signatures of registered voters, and no more, shall be submitted to the people at the next state election. The measures not so submitted shall be deemed to be introduced into the next session of the general court and pending in the house of representatives."

After debate the question was put, and 97 members voted in the affirmative and 97 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Luce of Waltham; and on the roll call 106 members voted in the affirmative and 153 in the negative, as follows: —

#### YEAS.

Messrs. Adams, Scott  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.

Messrs. Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Bates, Sanford  
Benton, Everett C.  
Besse, Harold A.

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Messrs.	Bolster, Percy G.	Messrs.	Hall, Isaac Freeman
	Bosworth, Henry H.		Hibbard, Charles E.
	Bouvé, Walter L.		Hobbe, Clarence W., Jr.
	Boyden, Frank L.		Hutchings, Henry M.
	Boyer, Elmer E.		Jones, George R.
	Brackett, John Q. A.		Kenefick, Thomas W.
	Burns, William A.		Kinney, William S.
	Buttrick, Allan G.		Linke, Fred R.
	Chandler, Leonard B.		Logan, James
	Chase, Mial W.		Look, William J.
	Choate, Charles F., Jr.		Loring, Augustus P.
	Churchill, George B.		Lowell, James A.
	Clark, Chester W.		Luce, Robert
	Codman, James M., Jr.		Lummus, Henry T.
	Coe, S. Hamilton		Lyman, Frank E.
	Collier, David R.		Merriam, John M.
	Collins, Samuel I.		Michelman, Joseph
	Coogan, Clement F.		Montague, David T.
	Cook, Benjamin A.		Moore, Charles D. C.
	Cook, Rufus H.		Morton, James M.
	Coombs, Zeletes W.		Parker, Herbert
	Cox, Guy W.		Parkman, Henry
	Crosby, J. Howell		Pillsbury, Albert E.
	Crossley, William Cyril		Richardson, Edward A.
	Curtis, Arthur B.		Richardson, James P.
	Dale, George H.		Rieutord, Louis O.
	Davis, Elbridge G.		Robbins, Edward J.
	Davis, William R.		Robinson, George H.
	Delano, Robert T.		Saunders, Amos T.
	Dellinger, Raymond P.		Shea, John M.
	Doe, Orestes T.		Smith, Jerome S.
	Dresser, Frank F.		Smith, Rutherford E.
	Dutch, Charles Frederick		Stearns, Harry N.
	Feiker, William H.		Sullivan, Edmund G.
	Ferrey, Irving D.		Sweeney, Edward A.
	Ferry, James R.		Sweet, Joseph L.
	Fisher, Edward		Thompson, Hubert C.
	Fitz-Randolph, Reginald T.		Tilton, Rufus H.
	Foss, George H.		Trefry, William D. T.
	Fraser, Eugene B.		Turner, Joseph
	French, Asa P.		Washburn, Charles G.
	Frost, Archie N.		Waterman, George B.
	Gaylord, Henry E.		Wellman, Arthur Holbrook
	Giddings, Charles		Wheeler, William
	Gleason, Nesbit G.		White, John A.
	Hall, Elisha S.		Wing, Herbert
	Hall, Frederick S.		Wood, Charles J.

## NAYS.

Messrs.	Adams, Brooks	Messrs.	Brine, Henry C.
	Adams, Smith J.		Broderick, Patrick S.
	Anderson, Frederick L.		Brown, E. Gerry
	Aylward, James F.		Bruce, Charles
	Barrett, James T.		Buck, Maurice A.
	Batchelder, Albert W.		Bullock, William J.
	Bauer, Ralph S.		Burrell, Fred J.
	Begley, John S.		Butler, A. Webster
	Bergengren, Roy F.		Callahan, Timothy F.
	Bicknell, Wallace H.		Carr, Edward
	Bigney, Robert E.		Clapp, Robert P.
	Bodfish, John D. W.		Clark, Ezra W.
	Boucher, Joseph Zoël		Coakley, Daniel H.
	Bowen, Patrick		Cooney, Charles P.
	Boynton, Thomas J.		Corrigan, Robert S.
	Brennan, James H.		Costello, Francis M.
	Brennan, James J.		Coughlan, William J.

**Messrs.** Crafts, Lyman A.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Farnsworth, Frank S.  
 Flaherty, William  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Cartland, John J.  
 Gates, Joseph S.  
 George, Samuel W.  
 Glazier, Frederick P.  
 Good, John P.  
 Graumann, John  
 Green, Thomas H.  
 Greenwood, Hamlet S.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hawley, Truman R.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Keliher, John A.  
 Kelley, George W.  
 Kelley, Thomas R.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Langelier, Louis F. R.  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lowe, Arthur H.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McAnarney, John W.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McKeon, Francis P.

**Messrs.** McLaud, Abner S.  
 Merrill, George Frye  
 Mitchell, Charles  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Perry, Augustus W.  
 Peterson, Patrick  
 Powers, Samuel L.  
 Putnam, Harry B.  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigliano, Alfred P.  
 Shanahan, William J.  
 Shattuck, Josiah B.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Thompson, Edward  
 Thompson, John L.  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Washburn, Albert H.  
 Webster, Francis E.  
 Webster, George P.  
 Whitehead, James  
 Willett, George Franklin  
 Williams, Fred Homer  
 Winslow, Guy M.  
 Wonson, Carlton W.

106 yeas; 153 nays.

Therefore the amendment was rejected.

Motion to reconsider.

Mr. George of Haverhill then moved that the vote be reconsidered by which the Convention, previous to the recess, rejected the following amendment: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 55 and 56, the words "first Wednesday of the September", and inserting in place thereof the words "second Wednesday of the November".

Point of order.

Mr. Walker of Brookline raised the point of order, that the motion to reconsider could not properly be entertained, for the reason that business had intervened since the rejection of the amendment.

The President stated that a motion to reconsider a vote on a subsidiary question was in order at any time when the main question was before the Convention, and therefore declared the point of order not well taken.

Id.

Mr. George proceeded to debate the motion to reconsider, whereupon Mr. William H. Sullivan of Boston raised the point of order that, general debate having been closed by vote of the Convention, the motion to reconsider was not debatable.

The President referred to Rule 48, which provided that "on a motion to reconsider a vote upon any collateral matter debate shall be limited to ten minutes", and declared the point of order not well taken.

After debate on the motion to reconsider, the question was put, and 94 members voted in the affirmative and 109 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. George; and on the roll call 121 members voted in the affirmative and 142 in the negative, as follows: —

YEAS.

Messrs. Adams, Scott  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Benton, Everett C.  
Besse, Harold A.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyden, Frank L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Bruce, Charles  
Buck, Maurice A.  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.

Messrs. Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Cox, Guy W.  
Crafts, Lyman A.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Arthur B.  
Dale, George H.  
Davis, William R.  
Delano, Robert T.  
Derbyshire, James H.  
Doe, Orestes T.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Feiker, William H.  
Ferrey, Irving D.  
Ferry, James R.  
Fisher, Edward  
Fitz-Randolph, Reginald T.  
Foss, George H.  
Fraser, Eugene B.

**Messrs.** French, Asa P.  
 Frost, Archie N.  
 Gates, Joseph S.  
 Gaylord, Henry E.  
 George, Samuel W.  
 Giddings, Charles  
 Gleason, Nesbit G.  
 Greenwood, Hamlet S.  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Isaac Freeman  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kenefick, Thomas W.  
 Kinney, William S.  
 Lane, Daniel W.  
 Linke, Fred R.  
 Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lufkin, Wilfred W.  
 Lummus, Henry T.  
 McAnarney, John W.  
 Merriam, John M.  
 Mitchell, Charles  
 Montague, David T.  
 Moore, Charles D. C.  
 Morton, James M.

**Messrs.** Parker, Herbert  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.

**NAYS.**

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bates, Sanford  
 Bauer, Ralph S.  
 Begley, John S.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brooks, George F.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Costello, Francis M.

**Messrs.** Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Curtiss, Elmer L.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Dellinger, Raymond P.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Flaherty, William  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Graumann, John  
 Green, Thomas H.  
 Hale, Matthew  
 Hall, Frederick S.  
 Harding, Clarence W.  
 Harriman, Arthur N.

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Messrs.	Harrington, Patrick H.	Messrs.	O'Connell, John J.
	Hawley, Truman R.		O'Connell, John P.
	Hicks, George H.		O'Connell, Joseph F.
	Hoitt, Augustus J.		O'Connor, John D.
	Horgan, Francis J.		Peirce, Albion G.
	Johnson, Charles R.		Pelletier, Joseph C.
	Keliher, John A.		Perry, Augustus W.
	Kelley, Thomas R.		Peterson, Patrick
	Kenny, Herbert A.		Quincy, Josiah
	Kerr, Alexander		Quinn, Timothy F.
	Kilbon, John L.		Ray, Herbert L.
	Knotts, J. Franklin		Reidy, Michael J.
	Lane, Dwight F.		Rieutord, Louis O.
	Langelier, Louis F. R.		Ross, Samuel
	Leonard, Joseph J.		Sawyer, Roland D.
	Lomasney, Martin M.		Scigliano, Alfred P.
	Love, Joseph A.		Shanahan, William J.
	Lyman, Frank E.		Shaw, Michael F.
	Lynch, John C.		Shea, John M.
	MacMaster, Edward A.		Shea, John T.
	Maguire, James E.		Sheehan, Christopher A.
	Mahoney, John J.		Sherburne, Nelson
	Mancovitz, David		Skerrett, Mark N.
	Mansfield, John J.		Sparrell, Ernest H.
	Martin, Martin L.		Stoeber, Charles
	McCarthy, Charles F.		Sullivan, Joseph M.
	McCormack, John W.		Sullivan, Michael A.
	McKeon, Francis P.		Sullivan, William H.
	McLaud, Abner S.		Sullivan, William J.
	Merrill, George Frye		Swig, Louis
	Michelman, Joseph		Thompson, Edward
	Mitchell, John		Twomey, John C.
	Moran, William		Walker, George
	Moriarty, James T.		Walker, Joseph
	Morrill, Charles H.		Walsh, David I.
	Moynihan, James J.		Webster, Francis E.
	Murley, Joseph J.		Webster, George P.
	Myron, John F.		Whipple, Sherman L.
	Nestor, Patrick F.		Whitehead, James
	Newhall, Arthur N.		Winslow, Guy M.
	Newton, H. Huestis		Wonson, Carlton W.

121 yeas; 142 nays.

Therefore the Convention refused to reconsider.

Mr. Washburn, amendments. The question then came on the following pending amendments, moved by Mr. Washburn of Middleborough: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows:—

By inserting in line 89, after the word "introduced", the words "as herein provided";

By striking out, in line 90, the words "or a legislative amendment";

By striking out, in lines 94 and 95, the words "for amendment", and inserting in place thereof the words "of a legislative substitute";

By striking out, in line 97, the words "and continued";

By striking out, in lines 121 and 122, and in line 128, the word "amendment", and inserting in place thereof, in each instance, the word "substitute";

By striking out, in line 134, the words "the amendment",

and inserting in place thereof the words "such substitute or amendment";

By striking out, in line 135, the word "amendment", and ~~Mr. Washburn, amendments.~~ inserting in place thereof the words "legislative substitute or initiative amendment";

By striking out, in lines 136 to 139, inclusive, the words "in the case of a legislative amendment, by a majority of the voters voting thereon, or in the case of an initiative amendment or a legislative substitute, if approved";

By inserting in line 142, after the word "such", the words "substitute or";

By striking out, in line 393, the words "Article IX and"; and

By striking out, in line 394, the word "are", and inserting in place thereof the word "is".

After debate the question was put, and 100 members voted in the affirmative and 101 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Washburn; and on the roll call 107 members voted in the affirmative and 127 in the negative, as follows:—

YEAS.

Messrs. Adams, Scott	Messrs. Dale, George H.
Bailey, Charles O.	Davis, William R.
Balch, Francis N.	Delano, Robert T.
Ballantyne, John	Doe, Orestes T.
Bangs, Francis R.	Dresser, Frank F.
Barnes, George L.	Dutch, Charles Frederick
Bartlett, Horace I.	Ferrey, Irving D.
Bassett, Edmund	Ferry, James R.
Bates, Sanford	Fisher, Edward
Benton, Everett C.	Fitz-Randolph, Reginald T.
Besse, Harold A.	Foss, George H.
Bolster, Percy G.	Fraser, Eugene B.
Bosworth, Henry H.	French, Asa P.
Bouvé, Walter L.	Gates, Joseph S.
Boyer, Elmer E.	George, Samuel W.
Brackett, John Q. A.	Gleason, Nesbit G.
Buck, Maurice A.	Greenwood, Hamlet S.
Burns, William A.	Hall, Elisha S.
Buttrick, Allan G.	Hall, Frederick S.
Chandler, Leonard B.	Hall, Isaac Freeman
Chase, Mial W.	Hibbard, Charles E.
Choate, Charles F., Jr.	Hobbs, Clarence W., Jr.
Churchill, George B.	Hutchings, Henry M.
Clapp, Robert P.	Kelley, George W.
Clark, Chester W.	Kenefick, Thomas W.
Codman, James M., Jr.	Kinney, William S.
Coe, S. Hamilton	Lane, Daniel W.
Collier, David R.	Linke, Fred R.
Collins, Samuel I.	Logan, James
Coogan, Clement F.	Look, William J.
Cook, Benjamin A.	Lowell, James A.
Cook, Rufus H.	Lummus, Henry T.
Coolidge, Louis A.	Lyman, Frank E.
Coombs, Zelotes W.	MacMaster, Edward A.
Cox, Guy W.	Merriam, John M.
Crafts, Lyman A.	Mitchell, Charles
Creed, James F.	Montague, David T.
Crosby, J. Howell	Moore, Charles D. C.
Curtis, Arthur B.	Morton, James M.

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Parker, Herbert  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Stearns, Harry N.  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Thompson, Hubert C.  
 Thompson, John L.

**Messrs.** Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Williams, Fred Homer  
 Wood, Charles J.

**Messrs.** Adams, Brooks  
 Adams, Smith J.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Cummings, John W.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Dellinger, Raymond P.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Flaherty, William  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.

**NAYS.**

**Messrs.** Graumann, John  
 Green, Thomas H.  
 Hale, Matthew  
 Harriman, Arthur N.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Jones, George R.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Knotts, J. Franklin  
 Lane, Dwight F.  
 Langelier, Louis F. R.  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Loring, Augustus P.  
 Love, Joseph A.  
 Luce, Robert  
 Lynch, John C.  
 Maguire, James E.  
 Mahoney, John J.  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.

**FRIDAY, NOVEMBER 23, 1917.**

**611**

Messrs. Ray, Herbert L.  
Rieutord, Louis O.  
Ross, Samuel  
Sawyer, Roland D.  
Scigliano, Alfred P.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Skerrett, Mark N.  
Stoeber, Charles  
Sullivan, Joseph M.  
Sullivan, Michael A.  
Sullivan, William H.

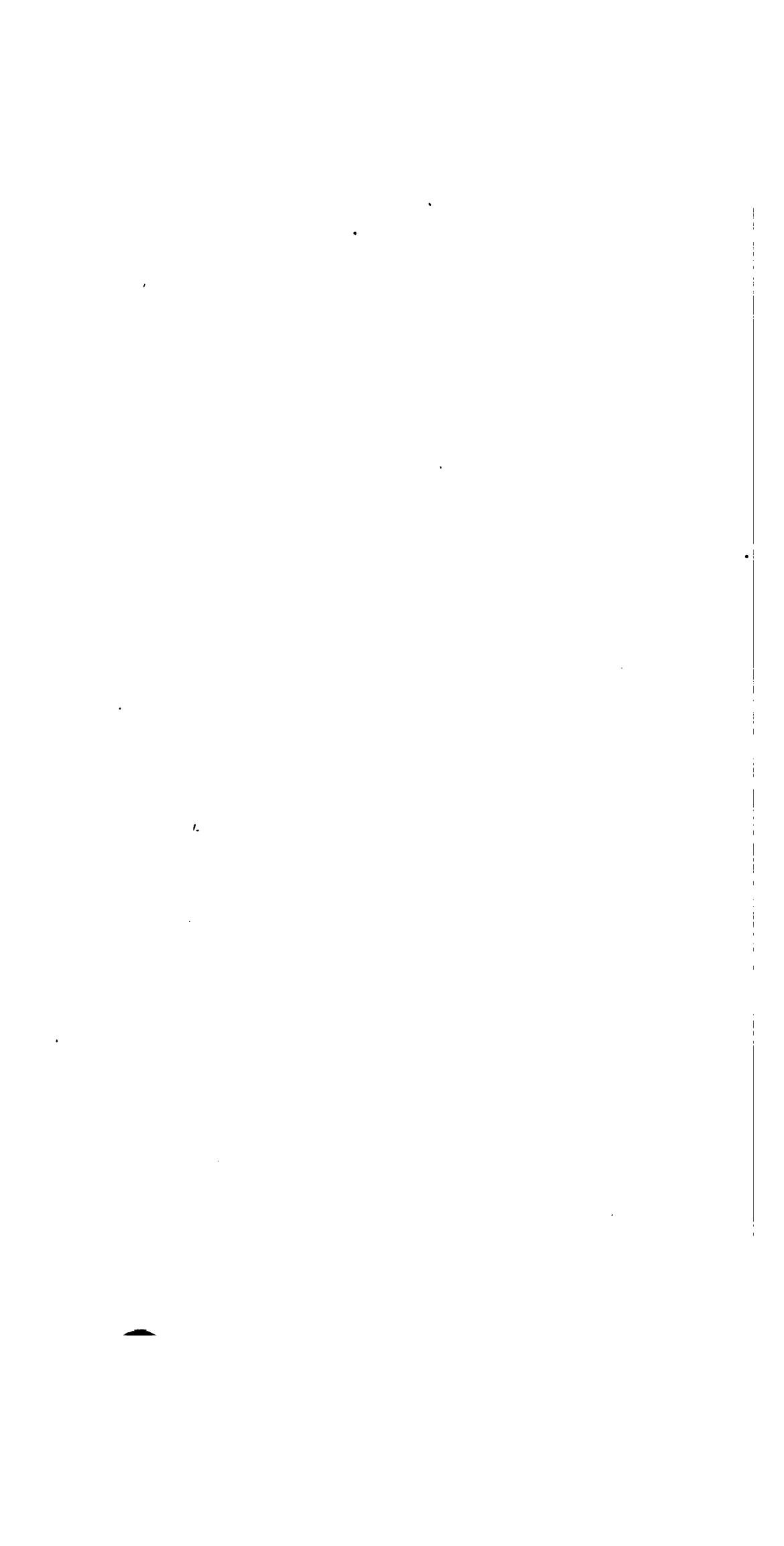
Messrs. Sullivan, William J.  
Swig, Louis  
Thompson, Edward  
Twomey, John C.  
Walker, George  
Walker, Joseph  
Walsh, David I.  
Webster, Francis E.  
Webster, George P.  
Whipple, Sherman L.  
Whitehead, James  
Willett, George Franklin  
Winslow, Guy M.  
Wonson, Carlton W.

**107 yeas; 127 nays.**

**Therefore the amendments were rejected.**

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At eleven minutes after four o'clock the Chair (Mr. Washburn of Worcester) declared the Convention adjourned, to meet on Monday next at one o'clock P.M.



# JOURNAL OF THE CONVENTION.

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MONDAY, November 26, 1917.

Met according to adjournment, at one o'clock P.M.

Prayer was offered by Rev. John L. Kilbon of Springfield, a member of the Convention.

## *Leave of Absence.*

On motion of Mr. Hale of Haverhill, —

*Ordered*, That Mr. Lufkin of Essex be granted leave of absence, Willfred W. Lufkin. under Rule 13, on account of duties which devolve upon him as a member-elect of the Congress of the United States.

Mr. Richardson of Newton was excused, at his own request, James P. Richardson. from to-day's session, so that he might attend the funeral of a deceased partner.

## *Quorum.*

Mr. Boucher of New Bedford doubted the presence of a quorum; and the President requested the Sergeant-at-Arms to secure the attendance of a quorum.

## *Adjournment and Hour of Meeting.*

On the appearance of a quorum Mr. Sawyer of Ware moved Proposed that, if the Convention is in session at five o'clock P.M., the evening session. President declare a recess until seven o'clock P.M.

After debate Mr. Brackett of Arlington moved that the motion be amended by the substitution of the following: That, when the Convention adjourns to-day, it adjourn to meet to-morrow at ten o'clock A.M.

The amendment was adopted; and the motion of Mr. Sawyer, as thus amended, was adopted.

## *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The Resolution to provide for establishing the popular initiative and referendum (Doc. No. 369), being the unfinished business of the last session, was considered further, the main question being on passing it to be engrossed.

The question first came on the following pending amendment, Mr. Washburn, Initiative and amendment. moved by Mr. Washburn of Middleborough: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 93 and 94, the words "twenty-five thousand qualified voters", and inserting in place thereof the words "five per cent of the qualified voters, calculated upon the whole number of votes cast for governor at the last preceding election".

After debate, Mr. Webster of Waltham being in the chair, the sense of the Convention was taken by yeas and nays, at the request of Mr. Hale of Boston; and on the roll call 109 members voted in the affirmative and 136 in the negative, as follows: —

## JOURNAL OF THE CONVENTION,

## YEAS.

Messrs. Adams, Brooks	Messrs. Greenwood, Hamlet S.
Adams, Charles Francis	Hall, Elisha S.
Adams, Scott	Hall, Isaac Freeman
Bailey, Charles O.	Hibbard, Charles E.
Ballantyne, John	Hobbs, Clarence W., Jr.
Bangs, Francis R.	Hutchings, Henry M.
Barnes, George L.	Kelley, George W.
Bartlett, Horace I.	Kinney, William S.
Bassett, Edmund	Lane, Daniel W.
Bates, Sanford	Langelier, Louis F. R.
Besse, Harold A.	Logan, James
Bolster, Percy G.	Lowe, Arthur H.
Bosworth, Henry H.	Lowell, James A.
Bouvé, Walter L.	Luce, Robert
Boyden, Frank L.	Lummus, Henry T.
Boyer, Elmer E.	Lyman, Frank E.
Brackett, John Q. A.	MacMaster, Edward A.
Buck, Maurice A.	McAnarney, John W.
Burns, William A.	Merriam, John M.
Buttrick, Allan G.	Mitchell, Charles
Chandler, Leonard B.	Montague, David T.
Chase, Mial W.	Morton, James M.
Choate, Charles F., Jr.	Parker, Herbert
Churchill, George B.	Parkman, Henry
Clapp, Robert P.	Pillsbury, Albert E.
Clark, Chester W.	Putnam, Harry B.
Codman, James M., Jr.	Richardson, Edward A.
Coe, S. Hamilton	Robbins, Edward J.
Collier, David R.	Robinson, George H.
Collins, Samuel I.	Saunders, Amos T.
Cook, Benjamin A.	Shattuck, Josiah B.
Cook, Rufus H.	Shea, John M.
Coombes, Zelotes W.	Smith, Jerome S.
Costello, Francis M.	Sullivan, Edmund G.
Crafts, Lyman A.	Sweeney, Edward A.
Crosby, J. Howell	Sweet, Joseph L.
Crossley, William Cyril	Tatman, Charles T.
Curtis, Edwin U.	Thompson, Hubert C.
Curtiss, Elmer L.	Thompson, John L.
Dale, George H.	Tilton, Rufus H.
Davis, Elbridge G.	Trefry, William D. T.
Davis, William R.	Turner, Joseph
Delano, Robert T.	Underhill, Charles L.
Dellinger, Raymond P.	Walcott, Robert
Doe, Orestes T.	Washburn, Albert H.
Dresser, Frank F.	Washburn, Charles G.
Dutch, Charles Frederick	Waterman, George B.
Feiker, William H.	Wellman, Arthur Holbrook
Ferry, James R.	Wheeler, William
Fisher, Edward	White, John A.
Fitz-Randolph, Reginald T.	Whittier, Eugene P.
Gates, Joseph S.	Williams, Fred Homer
Gaylord, Henry E.	Wing, Herbert
Giddings, Charles	Wood, Charles J.
Gleason, Nesbit G.	

## NAYS.

Messrs. Adams, Smith J.	Messrs. Begley, John S.
Anderson, Frederick L.	Bennett, Frank P.
Aylward, James F.	Bergengren, Roy F.
Barrett, James T.	Bicknell, Wallace H.
Batchelder, Albert W.	Bigney, Robert E.
Bauer, Ralph S.	Bodfish, John D. W.

Messrs. Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bruce, Charles  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Curtis, Arthur B.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Graumann, John  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hale, Edward R.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Hawley, Truman R.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Jones, George R.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Leonard, Joseph J.  
 Lomasney, Martin M.

Messrs. Loring, Augustus P.  
 Love, Joseph A.  
 Lynch, John C.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfeld, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Perry, Augustus W.  
 Peterson, Patrick  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigiano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Talbot, Harry R.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.  
 Wonson, Carlton W.

109 yeas; 136 nays.

Therefore the amendment was rejected.

## JOURNAL OF THE CONVENTION,

**Mr. Lummus,  
— amendment.**

The question then came on the following pending amendment, moved by Mr. Lummus of Lynn: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 93, the word "twenty-five", and inserting in place thereof the word "forty".

**Quorum.**

After debate the question was put, and 72 members voted in the affirmative and 84 in the negative.

Mr. White of North Brookfield raised the point of order that a quorum was not present. A count of the Convention showed that 174 members were present.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Williams of Brookline; and on the roll call (the President having resumed the chair) 106 members voted in the affirmative and 141 in the negative, as follows: —

## YEAS.

Messrs. Adams, Scott	Messrs. Gaylord, Henry E.
Bailey, Charles O.	Giddings, Charles
Ballantyne, John	Gleason, Nesbit G.
Bangs, Francis R.	Hale, Edward R.
Barnes, George L.	Hall, Elisha S.
Bartlett, Horace I.	Hall, Isaac Freeman
Bassett, Edmund	Hibbard, Charles E.
Bates, Sanford	Hobbs, Clarence W., Jr.
Besse, Harold A.	Hutchings, Henry M.
Bolster, Percy G.	Jones, George R.
Bosworth, Henry H.	Kelley, George W.
Bouvé, Walter L.	Kenefick, Thomas W.
Boyden, Frank L.	Kinney, William S.
Boyer, Elmer E.	Lane, Daniel W.
Brackett, John Q. A.	Logan, James
Bruce, Charles	Lowe, Arthur H.
Buck, Maurice A.	Lowell, James A.
Burns, William A.	Lummus, Henry T.
Buttrick, Allan G.	Lyman, Frank E.
Chandler, Leonard B.	McLaud, Abner S.
Chase, Mial W.	Merriam, John M.
Choate, Charles F., Jr.	Michelman, Joseph
Churchill, George B.	Mitchell, Charles
Clapp, Robert P.	Montague, David T.
Clark, Chester W.	Moore, Charles D. C.
Codman, James M., Jr.	Morton, James M.
Coe, S. Hamilton	Parker, Herbert
Collier, David R.	Parkman, Henry
Collins, Samuel I.	Peirce, Albion G.
Cook, Benjamin A.	Pillsbury, Albert E.
Cook, Rufus H.	Putnam, Harry B.
Coombs, Zelotes W.	Richardson, Edward A.
Crafts, Lyman A.	Robbins, Edward J.
Crosby, J. Howell	Robinson, George H.
Crossley, William Cyril	Saunders, Amos T.
Curtiss, Elmer L.	Shattuck, Josiah B.
Dale, George H.	Shea, John M.
Delano, Robert T.	Smith, Jerome S.
Doe, Orestes T.	Smith, Rutherford E.
Dresser, Frank F.	Sullivan, Edmund G.
Dutch, Charles Frederick	Sweeney, Edward A.
Feiker, William H.	Sweet, Joseph L.
Ferry, James R.	Tatman, Charles T.
Fisher, Edward	Thompson, Hubert C.
Fitz-Randolph, Reginald T.	Thompson, John L.
Gates, Joseph S.	Tilton, Rufus H.

**Messrs.** Trefry, William D. T.  
Turner, Joseph  
Underhill, Charles L.  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.

**Messrs.** Wellman, Arthur Holbrook  
Wheeler, William  
White, John A.  
Whittier, Eugene P.  
Williams, Fred Homer  
Wing, Herbert  
Wood, Charles J.

**NAYS.**

**Messrs.** Adams, Brooks  
Adams, Smith J.  
Anderson, Frederick L.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bauer, Ralph S.  
Begley, John S.  
Bennett, Frank P.  
Bergengren, Roy F.  
Bicknell, Wallace H.  
Bigney, Robert E.  
Bodfish, John D. W.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boynton, Thomas J.  
Brennan, James J.  
Brins, Henry C.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bullock, William J.  
Burrell, Fred J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Creamer, Walter H.  
Creed, James F.  
Cummings, John W.  
Curtis, Arthur B.  
Daley, Peter  
Daly, John W.  
Dean, Robert A.  
Delaney, Louis F.  
Dellinger, Raymond P.  
Derbyshire, James H.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, Thomas F.  
Doran, James P.  
Douglass, John J.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Flye, Louis Edwin  
Flynn, Maurice R.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
Glazier, Frederick P.  
Good, John P.

**Messrs.** Graumann, John  
Green, Thomas H.  
Greenwood, Hamlet S.  
Haines, Benjamin F.  
Hale, Matthew  
Harding, Clarence W.  
Harriman, Arthur N.  
Hart, Albert Bushnell  
Hawley, Truman R.  
Hicks, George H.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Kaliher, John A.  
Kelley, Thomas R.  
Kenny, Herbert A.  
Kerr, Alexander  
Kilbon, John L.  
Lane, Dwight F.  
Langelier, Louis F. R.  
Leonard, Joseph J.  
Lomasney, Martin M.  
Loring, Augustus P.  
Love, Joseph A.  
Luce, Robert  
Lynch, John C.  
MacMaster, Edward A.  
Maguire, James E.  
Mahoney, John J.  
Mansfield, John J.  
Martin, Martin L.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
Merrill, George Frye  
Mitchell, John  
Moran, William  
Moriarty, James T.  
Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Parker, George S.  
Pelletier, Joseph C.  
Perry, Augustus W.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Ray, Herbert L.  
Reidy, Michael J.

## JOURNAL OF THE CONVENTION,

Messrs. Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigiano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, Michael A.

Messrs. Sullivan, William H.  
 Sullivan, William J.  
 Talbot, Harry R.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.  
 Wonson, Carlton W.

106 yeas; 141 nays.

Therefore the amendment was rejected.

Mr. Brown, —  
amendment.

The question then came on the following pending amendment, moved by Mr. Brown of Brockton: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting after the word "house", in line 99, the words ", or if neither house shall call for such joint session".

After debate Mr. Brown asked unanimous consent to withdraw the amendment. Objection was made.

The amendment was then rejected.

Mr. Sullivan, —  
amendments.

The question then came on the following pending amendment, moved by Mr. Sullivan of Lawrence: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 94 to 99, inclusive, the words "or if in case of a proposal for amendment introduced into the general court without such initiative petition, authority for which mode of introduction is hereby specifically confirmed and continued, consideration thereof in joint session is called for by vote of either house", and inserting in place thereof the words "or if such a proposal is introduced into the general court by a member thereof".

There being no objection Mr. Sullivan modified his amendment so as to read as follows: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended as follows: —

By inserting in line 87, after the word "introduced", the words "into the general court";

By striking out, in line 89, the word "otherwise";

By inserting in line 89, after the word "introduced", the words "by a member of either house"; and

By striking out, in lines 95, 96 and 97, the words "without such initiative petition, authority for which mode of introduction is hereby specifically confirmed and continued,", and inserting in place thereof the words "by a member of either house".

After debate these amendments were adopted.

Mr. Quincy, —  
amendment.

The question then came on the following pending amendment, moved by Mr. Quincy of Boston: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 112, 113 and 114, the

words "in any manner not inconsistent with its general purpose by vote of three-fourths of the members voting thereon in joint session", and inserting in place thereof the words "by vote of three-fourths of the members voting thereon in joint session, which shall be taken by yeas and nays unless dispensed with by unanimous consent".

There being no objection Mr. Quincy modified his amendment, Mr. Quincy, — amendment. so as to read as follows: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 111 to 114, inclusive, the words "but such amendment may be amended in any manner not inconsistent with its general purpose by vote of three-fourths of the members voting thereon in joint session", and inserting in place thereof the words "unless such amendment is amended by vote of three-fourths of the members voting thereon in joint session, which vote shall be taken by call of the yeas and nays if called for by any member".

After debate this amendment was adopted.

The question then came on the following pending amendment, Mr. Churchill, — amendment. moved by Mr. Churchill of Amherst: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 124, the word "one-fourth", and inserting in place thereof the word "one-third".

After debate the question was put, and 82 members voted in the affirmative and 73 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 115 members voted in the affirmative and 134 in the negative, as follows: —

#### YEAS.

Messrs. Adams, Charles Francis	Messrs. Codman, James M., Jr.
Adams, Scott	Coe, S. Hamilton
Bailey, Charles O.	Collier, David R.
Balch, Francis N.	Collins, Samuel I.
Ballantyne, John	Cook, Benjamin A.
Bangs, Francis R.	Cook, Rufus H.
Barnes, George L.	Coolidge, Louis A.
Bartlett, Horace I.,	Coombs, Zelotes W.
Bassett, Edmund	Crafts, Lyman A.
Bates, Sanford	Crosby, J. Howell
Besse, Harold A.	Crossley, William Cyril
Bicknell, Wallace H.	Curtis, Edwin U.
Bolster, Percy G.	Curtiss, Elmer L.
Bosworth, Henry H.	Dale, George H.
Bouvé, Walter L.	Davis, Elbridge G.
Boyden, Frank L.	Davis, William R.
Boyer, Elmer E.	Delano, Robert T.
Brackett, John Q. A.	Dellinger, Raymond P.
Bruce, Charles	Doe, Orestes T.
Buck, Maurice A.	Dresser, Frank F.
Burns, William A.	Dutch, Charles Frederick
Buttrick, Allan G.	Feiker, William H.
Chandler, Leonard B.	Ferry, James R.
Chase, Mial W.	Fisher, Edward
Choate, Charles F., Jr.	Fitz-Randolph, Reginald T.
Churchill, George B.	Gates, Joseph S.
Clapp, Robert P.	Gaylord, Henry E.
Clark, Chester W.	George, Samuel W.

## JOURNAL OF THE CONVENTION,

**Messrs.** Giddings, Charles  
 Gleason, Nesbit G.  
 Greenwood, Hamlet S.  
 Hale, Edward R.  
 Hall, Elisha S.  
 Hall, Isaac Freeman  
 Hibbard, Charles E.  
 Hobbs, Clarence W., Jr.  
 Hutchings, Henry M.  
 Jones, George R.  
 Kelley, George W.  
 Kilbon, John L.  
 Kinney, William S.  
 Lane, Daniel W.  
 Langelier, Louis F. R.  
 Logan, James  
 Lowe, Arthur H.  
 Lowell, James A.  
 Lummus, Henry T.  
 Lyman, Frank E.  
 McAnarney, John W.  
 McLaud, Abner S.  
 Merriam, John M.  
 Michelman, Joseph  
 Mitchell, Charles  
 Moore, Charles D. C.  
 Morton, James M.  
 Parker, Herbert  
 Parkman, Henry  
 Pillsbury, Albert E.

**Messrs.** Putnam, Harry B.  
 Richardson, Edward A.  
 Robbins, Edward J.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.  
 Youngman, William S.

## NAYS.

**Messrs.** Adams, Smith J.  
 Anderson, Frederick L.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Coleman, George W.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Curtis, Arthur B.

**Messrs.** Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Gartland, John J.  
 Glazier, Frederick P.  
 Good, John P.  
 Graumann, John  
 Green, Thomas H.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Kelher, John A.  
 Kelley, Thomas R.

Messrs. Kenny, Herbert A.	Messrs. Pelletier, Joseph C.
Kerr, Alexander	Perry, Augustus W.
Lane, Dwight F.	Peterson, Patrick
Leonard, Joseph J.	Quincy, Josiah
Lomaney, Martin M.	Quinn, Timothy F.
Loring, Augustus P.	Ray, Herbert L.
Love, Joseph A.	Reidy, Michael J.
Luce, Robert	Rieutord, Louis O.
Lynch, John C.	Ross, Samuel
MacMaster, Edward A.	Sawyer, Roland D.
Maguire, James E.	Scigliano, Alfred P.
Mahoney, John J.	Shaw, Michael F.
Mansfield, John J.	Shea, John T.
Martin, Martin L.	Sheehan, Christopher A.
McCarthy, Charles F.	Sherburne, Nelson
McCormack, John W.	Sparrell, Ernest H.
McKeon, Francis P.	Stoeber, Charles
Merrill, George Frye	Sullivan, Joseph M.
Mitchell, John	Sullivan, Michael A.
Moran, William	Sullivan, William H.
Moriarty, James T.	Sullivan, William J.
Morrill, Charles H.	Talbot, Harry R.
Moynihan, James J.	Thompson, Edward
Murley, Joseph J.	Twomey, John C.
Myron, John F.	Walker, George
Nestor, Patrick F.	Walker, Joseph
Newhall, Arthur N.	Walsh, David I.
Newton, H. Huestis	Webster, Francis E.
O'Connell, John J.	Webster, George P.
O'Connell, John P.	Whipple, Sherman L.
O'Connell, Joseph F.	Whitehead, James
O'Connor, John D.	Winslow, Guy M.
Peirce, Albion G.	Wonson, Carlton W.

115 yeas; 134 nays.

Therefore the amendment was rejected.

Mr. Bangs of Boston being in the chair, the question came on the following pending amendments, moved by Mr. Bosworth of Springfield: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 140, 162, 295 and 331, the word "thirty", and inserting in place thereof, in each instance, the word "forty-five".

Mr. Bosworth, — amendments.

Mr. McCarthy of Marlborough moved the previous question.

After debate the question was put on the motion of Mr. McCarthy, and 102 members voted in the affirmative and 98 in the negative.

Previous question.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Bates of Boston; and on the roll call (the President having resumed the chair) 139 members voted in the affirmative and 110 in the negative, as follows: —

#### YEAS.

Messrs. Adams, Smith J.
Aylward, James F.
Barrett, James T.
Batchelder, Albert W.
Bauer, Ralph S.
Begley, John S.
Bennett, Frank P.
Bergengren, Roy F.

Messrs. Besse, Harold A.
Bicknell, Wallace H.
Bigney, Robert E.
Bodfish, John D. W.
Boucher, Joseph Zoël
Bowen, Patrick
Boynton, Thomas J.
Brennan, James H.

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Messrs.	Brennan, James J. Brine, Henry C. Broderick, Patrick S. Bullock, William J. Burrell, Fred J. Butler, A. Webster Callahan, Timothy F. Carr, Edward Chandler, Leonard B. Chase, Mial W. Coleman, George W. Collins, Samuel I. Cook, Benjamin A. Coolidge, Louis A. Cooney, Charles P. Corrigan, Robert S. Costello, Francis M. Coughlan, William J. Creamer, Walter H. Creed, James F. Cummings, John W. Daley, Peter Daly, John W. Davis, William R. Delaney, Louis F. Derbyshire, James H. Donnelly, James P. Donoghue, John A. Donovan, Daniel R. Donovan, Thomas F. Doran, James P. Douglass, John J. Driscoll, Dennis D. Driscoll, Timothy J. Feiker, William H. Finn, E. Philip Fitz-Randolph, Reginald T. Flaherty, William Flye, Louis Edwin Flynn, Maurice R. Gallagher, Daniel J. Garland, Francis P. Gartland, John J. Gaylord, Henry E. Glazier, Frederick P. Good, John P. Graumann, John Green, Thomas H. Hall, Isaac Freeman Harriman, Arthur N. Hicks, George H. Hoitt, Augustus J. Horgan, Francis J. Keliher, John A. Kelley, Thomas R. Kerr, Alexander Lane, Dwight F. Leonard, Joseph J. Lomasney, Martin M. Loring, Augustus P. Love, Joseph A. Lynch, John C.	Messrs.	MacMaster, Edward A. Maguire, James E. Mahoney, John J. Mancovitz, David Mansfield, John J. Martin, Martin L. McCarthy, Charles F. McCormack, John W. McKeon, Francis P. McLaud, Abner S. Merrill, George Frye Michelman, Joseph Mitchell, John Moran, William Moriarty, James T. Moynihan, James J. Murley, Joseph J. Nestor, Patrick F. Newhall, Arthur N. Newton, H. Huestis O'Connell, John J. O'Connell, John P. O'Connor, John D. Parker, Herbert Peirce, Albion G. Pelletier, Joseph C. Perry, Augustus W. Peterson, Patrick Quinn, Timothy F. Ray, Herbert L. Reidy, Michael J. Rieutord, Louis O. Robinson, George H. Ross, Samuel Saunders, Amos T. Scigliano, Alfred P. Shaw, Michael F. Shea, John T. Sheehan, Christopher A. Sherburne, Nelson Skerrett, Mark N. Smith, Jerome S. Smith, Rutherford E. Stoeber, Charles Sullivan, Joseph M. Sullivan, Michael A. Sullivan, William H. Sweeney, Edward A. Sweet, Joseph L. Talbot, Harry R. Thompson, Edward Twomey, John C. Walker, George Walker, Joseph Walsh, David I. Waterman, George B. Webster, Francis E. Webster, George P. Whipple, Sherman L. Whitehead, James Wonson, Carlton W.
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### NAYS.

Messrs. Adams, Scott  
Anderson, Frederick L.  
Bailey, Charles O.

Messrs. Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.

Messrs. Barnes, George L.	Messrs. Hibbard, Charles E.
Bartlett, Horace I.	Hobbs, Clarence W., Jr.
Bassett, Edmund	Hutchings, Henry M.
Bates, Sanford	Jones, George R.
Bolster, Percy G.	Kelley, George W.
Bosworth, Henry H.	Kenny, Herbert A.
Bouvé, Walter L.	Kilbon, John L.
Boyden, Frank L.	Kinney, William S.
Boyer, Elmer E.	Lane, Daniel W.
Brackett, John Q. A.	Langelier, Louis F. R.
Brown, E. Gerry	Logan, James
Bruce, Charles	Lowe, Arthur H.
Buck, Maurice A.	Lowell, James A.
Burns, William A.	Luce, Robert
Buttrick, Allan G.	Lummus, Henry T.
Choate, Charles F., Jr.	Lyman, Frank E.
Churchill, George B.	McAnarney, John W.
Clapp, Robert P.	Merriam, John M.
Clark, Chester W.	Mitchell, Charles
Clark, Ezra W.	Montague, David T.
Codman, James M., Jr.	Moore, Charles D. C.
Coe, S. Hamilton	Morrill, Charles H.
Collier, David R.	Morton, James M.
Cook, Rufus H.	Myron, John F.
Coombs, Zelotes W.	Parkman, Henry
Crafts, Lyman A.	Pillsbury, Albert E.
Crosby, J. Howell	Putnam, Harry B.
Crossley, William Cyril	Quincy, Josiah
Curtis, Arthur B.	Richardson, Edward A.
Curtis, Edwin U.	Robbins, Edward J.
Curtiss, Elmer L.	Sawyer, Roland D.
Dale, George H.	Shattuck, Josiah B.
Dean, Robert A.	Shea, John M.
Delano, Robert T.	Sparrell, Ernest H.
Dillingler, Raymond P.	Stearns, Harry N.
Doe, Orestes T.	Sullivan, Edmund G.
Dresser, Frank F.	Tatman, Charles T.
Dutch, Charles Frederick	Thompson, Hubert C.
Farnsworth, Frank S.	Thompson, John L.
Ferry, James R.	Tilton, Rufus H.
Fisher, Edward	Trefry, William D. T.
Gates, Joseph S.	Turner, Joseph
George, Samuel W.	Walcott, Robert
Giddings, Charles	Washburn, Charles G.
Gleason, Nesbit G.	Wellman, Arthur Holbrook
Greenwood, Hamlet S.	Wheeler, William
Hale, Edward R.	White, John A.
Hale, Matthew	Williams, Fred Homer
Hall, Elisha S.	Wing, Herbert
Harding, Clarence W.	Winslow, Guy M.
Hart, Albert Bushnell	Wood, Charles J.
Hawley, Truman R.	Youngman, William S.

139 yeas; 110 nays.

Therefore the previous question was ordered.

Mr. Kinney of Boston then moved that the Convention adjourn; and this motion was negatived.

The foregoing amendments, previously moved by Mr. Bosworth, were then rejected, by a vote of 78 to 114.

The question then came on the following pending amendment, Mr. Morton, — amendment. moved by Mr. Morton of Fall River: That the resolution recommended as a substitute by the committee on Form and

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Phraseology be amended by adding, at the end of line 143, the words “: *provided*, that nothing herein contained shall be deemed to impair or to authorize the impairment of the right of the subject to life, liberty, security, property and character, the liberty of the press, and the freedom of debate in each house of the legislature, as declared in the bill of rights”.

The sense of the Convention was taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 113 members voted in the affirmative and 134 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Giddings, Charles
Bailey, Charles O.	Gleason, Nesbit G.
Balch, Francis N.	Greenwood, Hamlet S.
Bangs, Francis R.	Hall, Elisha S.
Bartlett, Horace I.	Hall, Isaac Freeman
Bassett, Edmund	Hibbard, Charles E.
Bates, Sanford	Hobbs, Clarence W., Jr.
Besse, Harold A.	Hutchings, Henry M.
Bicknell, Wallace H.	Jones, George R.
Bolster, Percy G.	Kelley, George W.
Bosworth, Henry H.	Keneffick, Thomas W.
Bouvé, Walter L.	Kinney, William S.
Boyden, Frank L.	Lane, Daniel W.
Boyer, Elmer E.	Langdier, Louis F. R.
Brackett, John Q. A.	Logan, James
Bruce, Charles	Loring, Augustus P.
Buck, Maurice A.	Lowe, Arthur H.
Burns, William A.	Lowell, James A.
Buttrick, Allan G.	Luce, Robert
Chandler, Leonard B.	Lummus, Henry T.
Chase, Mial W.	Lyman, Frank E.
Choate, Charles F., Jr.	Lynch, John C.
Churchill, George B.	MacMaster, Edward A.
Clapp, Robert P.	McAnarney, John W.
Clark, Chester W.	Merriam, John M.
Codman, James M., Jr.	Michelman, Joseph
Coe, S. Hamilton	Mitchell, Charles
Collins, Samuel I.	Montague, David T.
Cook, Benjamin A.	Moore, Charles D. C.
Cook, Rufus H.	Morton, James M.
Coolidge, Louis A.	Parkman, Henry
Coombs, Zelotes W.	Pillisbury, Albert E.
Crafts, Lyman A.	Putnam, Harry B.
Crosby, J. Howell	Richardson, Edward A.
Crossley, William Cyril	Robbins, Edward J.
Curtis, Arthur B.	Robinson, George H.
Curtis, Edwin U.	Saunders, Amos T.
Curtiss, Elmer L.	Shattuck, Josiah B.
Dale, George H.	Shea, John M.
Davis, William R.	Smith, Jerome S.
Delano, Robert T.	Smith, Rutherford E.
Dellinger, Raymond P.	Stearns, Harry N.
Doe, Orestes T.	Sullivan, Edmund G.
Dresser, Frank F.	Sweeney, Edward A.
Dutch, Charles Frederick	Sweet, Joseph L.
Feiker, William H.	Tatman, Charles T.
Ferry, James R.	Thompson, Hubert C.
Fisher, Edward	Thompson, John L.
Fitz-Randolph, Reginald T.	Tilton, Rufus H.
Gates, Joseph S.	Trefry, William D. T.
Gaylord, Henry E.	Turner, Joseph
George, Samuel W.	Walcott, Robert

Messrs. Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William

Messrs. White, John A.  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.

## NAYS.

Messrs. Adams, Smith J.  
 Anderson, Frederick L.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Coakley, Daniel H.  
 Coleman, George W.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Derbyshire, James H.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Gartland, John J.  
 Glasier, Frederick P.  
 Good, John P.  
 Graumann, John  
 Green, Thomas H.  
 Hale, Matthew  
 Harding, Clarence W.

Messrs. Harriman, Arthur N.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newhall, Arthur N.  
 Newton, H. Huestis  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Perry, Augustus W.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigiano, Alfred P.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Skerrett, Mark N.  
 Sparrell, Ernest H.  
 Stoeber, Charles

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Messrs. Sullivan, Joseph M.  
 Sullivan, Michael A.  
 Sullivan, William H.  
 Sullivan, William J.  
 Talbot, Harry R.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George

Messrs. Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Winslow, Guy M.  
 Wonson, Carlton W.

113 yeas; 134 nays.

Mr. Washburn,  
 — amendment.

Therefore the amendment was rejected.  
 The question then came on the following pending amendment, moved by Mr. Washburn of Middleborough: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 146, the words "twenty thousand qualified voters", and inserting in place thereof the words "four per cent of the qualified voters, calculated upon the whole number of votes cast for governor at the last preceding election", — and 89 members voted in the affirmative and 103 in the negative.

The sense of the convention was then taken by yeas and nays, at the request of Mr. Churchill of Amherst; and on the roll call 101 members voted in the affirmative and 138 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis.	Messrs. Dale, George H.
Adams, Scott	Davis, William R.
Bailey, Charles O.	Delano, Robert T.
Balch, Francis N.	Doe, Orestes T.
Bangs, Francis R.	Dresser, Frank F.
Barnes, George L.	Dutch, Charles Frederick
Bartlett, Horace I.	Feiker, William H.
Bassett, Edmund	Ferry, James R.
Bates, Sanford	Fisher, Edward
Besse, Harold A.	Fitz-Randolph, Reginald T.
Bolster, Percy G.	Gaylord, Henry E.
Bosworth, Henry H.	George, Samuel W.
Bouvé, Walter L.	Giddings, Charles
Boyden, Frank L.	Gleason, Nesbit G.
Boyer, Elmer E.	Greenwood, Hamlet S.
Brackett, John Q. A.	Hall, Elisha S.
Buck, Maurice A.	Hall, Isaac Freeman
Burns, William A.	Hibbard, Charles E.
Buttrick, Allan G.	Hobbs, Clarence W., Jr.
Chandler, Leonard B.	Hutchings, Henry M.
Chase, Mial W.	Kelley, George W.
Choate, Charles F., Jr.	Kenefick, Thomas W.
Churchill, George B.	Lane, Daniel W.
Clapp, Robert P.	Langelier, Louis F. R.
Clark, Chester W.	Loring, Augustus P.
Codman, James M., Jr.	Lowe, Arthur H.
Coe, S. Hamilton	Lowell, James A.
Collins, Samuel I.	Luce, Robert
Cook, Benjamin A.	Lummus, Henry T.
Cook, Rufus H.	Lyman, Frank E.
Coombe, Zelotes W.	McAnarney, John W.
Crafts, Lyman A.	Merriam, John M.
Crosby, J. Howell	Mitchell, Charles
Crossley, William Cyril	Montague, David T.
Curtiss, Elmer L.	Moore, Charles D. C.

**Messrs.** Morton, James M.  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Robinson, George H.  
 Saunders, Amos T.  
 Shattuck, Josiah B.  
 Shea, John M.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Tatman, Charles T.

**Messrs.** Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Walcott, Robert  
 Washburn, Albert H.  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 White, John A.  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.

**NAYS.**

**Messrs.** Adams, Smith J.  
 Anderson, Frederick L.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bicknell, Wallace H.  
 Bigney, Robert E.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brennan, James J.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Brown, E. Gerry  
 Bruce, Charles  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Clark, Ezra W.  
 Coakley, Daniel H.  
 Coleman, George W.  
 Corrigan, Robert S.  
 Costello, Francis M.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Curtis, Arthur B.  
 Daley, Peter  
 Daly, John W.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Dillingler, Raymond P.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.

**Messrs.** Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Gartland, John J.  
 Gates, Joseph S.  
 Glazier, Frederick P.  
 Good, John P.  
 Graumann, John  
 Green, Thomas H.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Hawley, Truman R.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Hogan, Francis J.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.  
 Lane, Dwight F.  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Michelman, Joseph  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.

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Messrs.	Messrs.
Myron, John F.	Shea, John T.
Nestor, Patrick F.	Sheehan, Christopher A.
Newhall, Arthur N.	Sherburne, Nelson
Newton, H. Huestis	Skerrett, Mark N.
O'Connell, John J.	Sparrell, Ernest H.
O'Connell, John P.	Stoeber, Charles
O'Connell, Joseph F.	Sullivan, Joseph M.
O'Connor, John D.	Sullivan, Michael A.
Peirce, Albion G.	Sullivan, William H.
Pelletier, Joseph C.	Sullivan, William J.
Perry, Augustus W.	Talbot, Harry R.
Peterson, Patrick	Thompson, Edward
Quincy, Josiah	Twomey, John C.
Quinn, Timothy F.	Walker, George
Ray, Herbert L.	Walker, Joseph
Reidy, Michael J.	Walsh, David I.
Rieutord, Louis O.	Webster, George P.
Ross, Samuel	Whipple, Sherman L.
Sawyer, Roland D.	Whitehead, James
Scigliano, Alfred P.	Winslow, Guy M.
Shaw, Michael F.	Wonson, Carlton W.

101 yeas; 138 nays.

Therefore the amendment was rejected.

Mr. Washburn,  
—amendment.

The question then came on the following pending amendment, moved by Mr. Washburn of Middleborough: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 155 and 156, the words "five thousand signatures of qualified voters", and inserting in place thereof the words "one per cent of the qualified voters, calculated upon the whole number of votes cast for governor at the last preceding election", — and 86 members voted in the affirmative and 114 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Lummus of Lynn; and on the roll call 95 members voted in the affirmative and 135 in the negative, as follows: —

### YEAS.

Messrs. Adams, Charles Francis.	Messrs. Clapp, Robert P.
Adams, Scott	Clark, Chester W.
Bailey, Charles O.	Codman, James M., Jr.
Balch, Francis N.	Collins, Samuel I.
Bangs, Francis R.	Cook, Benjamin A.
Barnes, George L.	Cook, Rufus H.
Bartlett, Horace I.	Coombs, Zelotes W.
Bassett, Edmund	Crafts, Lyman A.
Bates, Sanford	Crosby, J. Howell
Besse, Harold A.	Crossley, William Cyril
Bolster, Percy G.	Curtis, Edwin U.
Bosworth, Henry H.	Dale, George H.
Bouvé, Walter L.	Davis, William R.
Boyden, Frank L.	Delano, Robert T.
Boyer, Elmer E.	Doe, Orestes T.
Brackett, John Q. A.	Dresser, Frank F.
Buck, Maurice A.	Dutch, Charles Frederick
Burns, William A.	Feiker, William H.
Buttrick, Allan G.	Ferry, James R.
Chandler, Leonard B.	Fitz-Randolph, Reginald T.
Chase, Mial W.	Gaylord, Henry E.
Choate, Charles F., Jr.	George, Samuel W.
Churchill, George B.	Giddings, Charles

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**Messrs.** Gleason, Nesbit G.  
Greenwood, Hamlet S.  
Hall, Elisha S.  
Hall, Isaac Freeman  
Hibbard, Charles E.  
Hobbs, Clarence W., Jr.  
Hutchings, Henry M.  
Kelley, George W.  
Kenefick, Thomas W.  
Kinney, William S.  
Lane, Daniel W.  
Langelier, Louis F. R.  
Loring, Augustus P.  
Lowe, Arthur H.  
Lowell, James A.  
Luce, Robert  
Lummus, Henry T.  
Lyman, Frank E.  
Merriam, John M.  
Mitchell, Charles  
Montague, David T.  
Moore, Charles D. C.  
Morton, James M.  
Parkman, Henry  
Pillsbury, Albert E.

**Messrs.** Putnam, Harry B.  
Richardson, Edward A.  
Shea, John M.  
Smith, Jerome S.  
Smith, Rutherford E.  
Stearns, Harry N.  
Sullivan, Edmund G.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Trefry, William D. T.  
Turner, Joseph  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.  
Wellman, Arthur Holbrook  
Wheeler, William  
Williams, Fred Homer  
Wing, Herbert  
Wood, Charles J.  
Youngman, William S.

**NAYS.**

**Messrs.** Adams, Smith J.  
Anderson, Frederick L.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Begley, John S.  
Bennett, Frank P.  
Bergengren, Roy F.  
Bicknell, Wallace H.  
Bigney, Robert E.  
Bodfish, John D. W.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boynton, Thomas J.  
Brennan, James H.  
Brennan, James J.  
Brine, Henry C.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bruce, Charles  
Bullock, William J.  
Burrell, Fred J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Coakley, Daniel H.  
Coleman, George W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Costello, Francis M.  
Coughlan, William J.  
Creamer, Walter H.  
Creed, James F.  
Curtis, Arthur B.  
Daley, Peter  
Dean, Robert A.  
Delaney, Louis F.  
Dellinger, Raymond P.

**Messrs.** Derbyahire, James H.  
Donnelly, James P.  
Donoghue, John A.  
Donovan, Daniel R.  
Donovan, Thomas F.  
Doran, James P.  
Douglass, John J.  
Driscoll, Dennis D.  
Driscoll, Timothy J.  
Finn, E. Philip  
Flaherty, William  
Flye, Louis Edwin  
Flynn, Maurice R.  
Gallagher, Daniel J.  
Garland, Francis P.  
Gartland, John J.  
Gates, Joseph S.  
Glazier, Frederick P.  
Good, John P.  
Grauman, John  
Green, Thomas H.  
Hale, Matthew  
Harding, Clarence W.  
Harriman, Arthur N.  
Hawley, Truman R.  
Hicks, George H.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Jones, George R.  
Keliher, John A.  
Kelley, Thomas R.  
Kenny, Herbert A.  
Kerr, Alexander  
Kilbon, John L.  
Lane, Dwight F.  
Leonard, Joseph J.  
Lomasney, Martin M.  
Love, Joseph A.  
Lynch, John C.

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<b>Messrs.</b> MacMaster, Edward A.	<b>Messrs.</b> Perry, Augustus W.
Maguire, James E.	Peterson, Patrick
Mahoney, John J.	Quincy, Josiah
Mancovitz, David	Quinn, Timothy F.
Mansfield, John J.	Reidy, Michael J.
Martin, Martin L.	Rieutord, Louis O.
McCarthy, Charles F.	Ross, Samuel
McCormack, John W.	Sawyer, Roland D.
McIsaac, Daniel V.	Scigliano, Alfred P.
McKeon, Francis P.	Shaw, Michael F.
McLaud, Abner S.	Shea, John T.
Merrill, George Frye	Sheehan, Christopher A.
Michelman, Joseph	Sherburne, Nelson
Mitchell, John	Sparrell, Ernest H.
Moran, William	Stoeber, Charles
Moriarty, James T.	Sullivan, Joseph M.
Morrill, Charles H.	Sullivan, Michael A.
Moynihan, James J.	Sullivan, William H.
Murley, Joseph J.	Sullivan, William J.
Myron, John F.	Thompson, Edward
Nestor, Patrick F.	Twomey, John C.
Newhall, Arthur N.	Walker, George
Newton, H. Huestis	Walker, Joseph
O'Connell, John J.	Walsh, David I.
O'Connell, John P.	Webster, George P.
O'Connel, Joseph F.	Whipple, Sherman L.
O'Connor, John D.	Whitehead, James
Peirce, Albion G.	Winslow, Guy M.
Pelletier, Joseph C.	

95 yeas; 135 nays.

Therefore the amendment was rejected.

Mr. Loring of Beverly then moved that the Convention adjourn; and this motion prevailed.

**Adjournment.** Accordingly, at three minutes before five o'clock, the Convention adjourned, to meet to-morrow at ten o'clock A.M.





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TUESDAY, November 27, 1917.

Met according to adjournment, at ten o'clock A.M.

Prayer was offered by Rev. Louis A. Walker of Middleborough.

## *Leave of Absence.*

On motion of Mr. Crosby of Arlington, —

*Ordered*, That Mr. French of Randolph be excused for his <sup>Ass P. French.</sup> absence from the session of Monday, November 26, because of an important business engagement outside the Commonwealth.

On motion of Mr. Curtis of Revere, —

*Ordered*, That Mr. Hall of North Adams be granted leave of <sup>Isaac Freeman Hall.</sup> absence, under Rule 13, because of illness in his family.

## *Care of Property of the Delegates.*

The consideration of the following order, offered by Mr. Leonard of Boston, was postponed until the next session, at the request of that member: —

Sergeant-at-Arms, — care of property of the delegates.

*Ordered*, That the Sergeant-at-Arms be instructed to impound the manuscripts, pamphlets and other articles of personal property of the delegates, found in their desks and lockers at the close of the sitting of the Convention for the current year, and preserve the same until the reconvening of the Convention.

## *Committee on Rules and Procedure — Expenses.*

The consideration of the following order, offered by Mr. Luce of Waltham, was postponed until the next session, at the request of Mr. Finn of Chelsea: —

Committee on Rules and Procedure, — expenses during recess.

*Ordered*, That the committee on Rules and Procedure be authorized, during the recess of the Convention, to incur such expenses as it may deem necessary for printing, mailing, clerical assistance, or other purposes connected with the work of the Convention.

## *Necessary Committees During the Recess.*

On motion of Mr. Edwin U. Curtis of Boston, —

*Ordered*, That the President of the Convention be authorized to appoint, during the recess of the Convention, any special committee or committees which he may deem proper.

President, — appointment of committees during the recess.

## *Record of Appreciation.*

Mr. Luce of Waltham presented the following resolution, which was unanimously adopted: —

*Resolved*, That the Convention place on record its appreciation of the thoughtful generosity of Hon. William Wheeler, delegate

Delegate William Wheeler of Concord, — record of appreciation.

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from the town of Concord, in supplying for insertion in the Manual for the Convention, a facsimile reproduction of the resolution adopted by the town of Concord, October 21, 1776, in which is set forth for the first time the distinction between a legislative body and a constitutional convention.

*Compensation for the State House Matron.*

*Matron of the State House, — compensation.*

Mr. Wonson of Gloucester, for the committee on Contingent Expenses and Pay-Roll, who were instructed (by an order offered by Mr. George of Haverhill and adopted on November 7) to consider the expediency of providing compensation for the matron of the State House, reported that no action is necessary at this time.

The report was read; and it was considered forthwith.

Mr. George of Haverhill then moved that the further consideration of the report be postponed until the next session; and this motion prevailed.

*Compensation of Certain Employees.*

*Compensation of porters of the State House.*

Mr. Wonson of Gloucester, for the committee on Contingent Expenses and Pay-Roll, to whom was recommitted (on November 14) the order providing extra compensation for porters of the State House, with certain proposed amendments relative to compensation for the watchmen and scrubwomen, reported recommending the adoption of the following order: —

*Ordered*, That the sum of fifty dollars be paid to each porter that the Sergeant-at-Arms shall certify has been in attendance in and about the chamber, rooms and corridors occupied by the members of the Convention and in the employ of the Commonwealth, as extra compensation for additional work performed.

The report was read; and the order was considered forthwith.

Mr. Underhill of Somerville moved that the order be amended by inserting after the word "porter" the words "and each watchman".

Mr. Twomey of Lawrence moved that the amendment be amended by adding after the word "watchman" the words "and each scrubwoman".

Mr. George of Haverhill moved that further consideration of the order be postponed until the next session; and this motion prevailed.

*Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

*Initiative and referendum.*

The Resolution to provide for establishing the popular initiative and referendum (Doc. No. 369), being the unfinished business of the last session, was considered further, the main question being on passing it to be engrossed.

*Mr. Sawyer, — amendment.*

The question first came on the following pending amendment, moved by Mr. Sawyer of Ware: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 155, the word "August", and inserting in place thereof the word "September".

Mr. Sawyer asked unanimous consent to modify the amendment by including a like amendment in line 187. Objection was made.

The amendment was then rejected.

The question then came on the following pending amendment, moved by Mr. Knotts of Somerville: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by adding, after line 249, the following paragraphs: —

Mr. Knotts, — amendment.

“Every signature to a referendum petition shall be affixed in the presence of the clerk of the city or town in which the signer is a registered voter, or one of his assistants, or in the presence of such other city or town official as may be designated by law, except as herein otherwise provided.

“Any such voter may, by a paper in his own handwriting, signed by him, and attested by a witness, express his desire to become a signer of such petition, and such paper, when received by such clerk or official, shall amount to a signature to such petition. Such clerk or official shall put the name of such voter upon such petition, and shall transmit such paper with the petition as hereinafter provided.

“The petition or part thereof, with signatures thereon, shall remain in the custody of such clerk or official until the time for signing shall expire; and at such expiration such clerk or official shall transmit it to the secretary of the commonwealth.”

Mr. Lummus of Lynn asked unanimous consent to move an amendment of the amendment. Objection was made.

The amendment was then rejected, by a vote of 51 to 97.

The question then came on the following pending amendments, moved by Mr. O'Connell of Boston: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in lines 15 to 18, inclusive, the words “or to the appointment, qualification, tenure, removal, recall or compensation of judges; or to the reversal of a judicial decision; or to the powers, creation or abolition of courts;”; and by striking out, in lines 251 to 254, inclusive, the words “or to the appointment, qualification, tenure, removal, or compensation of judges; or to the powers, creation or abolition of courts.”

Mr. O'Connell, — amendments.

The sense of the Convention was taken by yeas and nays, at the request of Mr. O'Connell; and on the roll call 98 members voted in the affirmative and 159 in the negative, as follows: —

#### YEAS.

Messrs. Adams, Smith J.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bauer, Ralph S.  
Bigney, Robert E.  
Bolster, Percy G.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boynton, Thomas J.

Messrs. Brennan, James H.  
Brennan, James J.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bullock, William J.  
Burrell, Fred J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Coleman, George W.

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**Messrs.** Cooney, Charles P.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Crosby, J. Howell  
 Daley, Peter  
 Dean, Robert A.  
 Delaney, Louis F.  
 Doe, Orestes T.  
 Donnelly, James P.  
 Donoghue, John A.  
 Donovan, Daniel R.  
 Doran, James P.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Finn, E. Philip  
 Flaherty, William  
 Flynn, Maurice R.  
 George, Samuel W.  
 Good, John P.  
 Green, Thomas H.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kilbon, John L.  
 Lane, Dwight F.  
 Lomasney, Martin M.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.

**Messrs.** McKeon, Francis P.  
 Merrill, George Frye  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.  
 Newton, H. Huestis  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Ray, Herbert L.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Stoeber, Charles  
 Sullivan, William H.  
 Swig, Louis  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Underhill, Charles L.  
 Walker, George  
 Walker, Joseph  
 Walsh, David I.  
 Webster, Francis E.  
 Whitehead, James  
 Whittier, Eugene P.  
 Winslow, Guy M.

**NAYS.**

**Messrs.** Adams, Charles Francis  
 Adams, Scott  
 Anderson, Frederick L.  
 Avery, Nathan P.  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barker, Warren S.  
 Barnes, Clarence A.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Bates, Sanford  
 Begley, John S.  
 Bennett, Frank P.  
 Besse, Harold A.  
 Blackmur, Paul R.  
 Bodfish, John D. W.  
 Bosworth, Henry H.  
 Bouvé, Walter L.  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brine, Henry C.

**Messrs.** Brown, Samuel F.  
 Bruce, Charles  
 Burns, William A.  
 Buttrick, Allan G.  
 Chandler, Leonard B.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Churchill, George B.  
 Clapp, Robert P.  
 Clark, Chester W.  
 Clark, Ezra W.  
 Codman, James M., Jr.  
 Coe, S. Hamilton  
 Collier, David R.  
 Collins, Samuel I.  
 Coogan, Clement F.  
 Cook, Benjamin A.  
 Cook, Rufus H.  
 Coombs, Zelotes W.  
 Cox, Guy W.  
 Crafts, Lyman A.  
 Crossley, William Cyril  
 Cummings, John W.  
 Curtis, Arthur B.  
 Curtis, Edwin U.

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Messrs. Dale, George H.  
Daly, John W.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Dellinger, Raymond P.  
Derbyshire, James H.  
Douglass, John J.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.  
Ferrey, Irving D.  
Ferry, James R.  
Fitz-Randolph, Reginald T.  
Flye, Louis Edwin  
Fraser, Eugene B.  
French, Asa P.  
Garland, Francis P.  
Gates, Joseph S.  
Gaylord, Henry E.  
Giddings, Charles  
Glazier, Frederick P.  
Gleason, Neesbit G.  
Granfield, William J.  
Graumann, John  
Greenwood, Hamlet S.  
Hall, Elisha S.  
Hall, Frederick S.  
Hall, Isaac Freeman  
Hamilton, Andrew Foster  
Harrington, Patrick H.  
Hawley, Truman R.  
Hibbard, Charles E.  
Hicks, George H.  
Hobbs, Clarence W., Jr.  
Hoitt, Augustus J.  
Hutchings, Henry M.  
Kelley, George W.  
Kelly, Luke L.  
Kinney, William S.  
Lane, Daniel W.  
Langelier, Louis F. R.  
Leboeuf, Telephore  
Leonard, Joseph J.  
Linke, Fred R.  
Logan, James  
Look, William J.  
Loring, Augustus P.  
Love, Joseph A.  
Lowe, Arthur H.  
Lowell, James A.  
Luce, Robert  
Lummus, Henry T.  
Lyman, Frank E.

Messrs. Lynch, John C.  
MacMaster, Edward A.  
McAnarney, John W.  
McLaud, Abner S.  
Merriam, John M.  
Michelman, Joseph  
Mitchell, Charles  
Montague, David T.  
Moore, Charles D. C.  
Morton, James M.  
Newhall, Arthur N.  
Nutting, Edward H.  
Parker, Herbert  
Parkman, Henry  
Pillsbury, Albert E.  
Powers, Samuel L.  
Putnam, Harry B.  
Quinn, Timothy F.  
Reidy, Michael J.  
Richardson, Edward A.  
Richardson, James P.  
Rieutord, Louis O.  
Robbins, Edward J.  
Robinson, George H.  
Saunders, Amos T.  
Shattuck, Josiah B.  
Shea, John M.  
Smith, Jerome S.  
Smith, Rutherford E.  
Sparrell, Ernest H.  
Stoneman, David  
Sullivan, Edmund G.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Talbot, Harry R.  
Tatman, Charles T.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Trefry, William D. T.  
Turner, Joseph  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.  
Wellman, Arthur Holbrook  
Wheeler, William  
White, John A.  
Williams, Fred Homer  
Wilson, William H.  
Wing, Herbert  
Wonson, Carlton W.  
Wood, Charles J.  
Youngman, William S.

98 yeas; 159 nays.

Therefore the amendments were rejected.

The following pending amendments, moved by Mr. Morrill of Mr. Morrill, —  
Haverhill, were rejected: That the resolution recommended as a  
substitute by the committee on Form and Phraseology be  
amended by striking out, in line 277, the words "five per cent",  
and inserting in place thereof the words "twelve thousand";

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and by striking out, in lines 278 and 279, the words "calculated upon the whole number of votes cast for governor at the last preceding election".

Mr. Walker, —  
amendments.

The question then came on the following pending amendments, moved by Mr. Walker of Brookline: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 277, the words "five per cent of the", and inserting in place thereof the words "fifteen thousand"; and by striking out, in lines 278 and 279, the words "calculated upon the whole number of votes cast for governor at the last preceding election".

The sense of the Convention was taken by yeas and nays, at the request of Mr. Walker; and on the roll call 137 members voted in the affirmative and 128 in the negative, as follows: —

YEAS.	
Messrs. Adams, Smith J.	Messrs. Driscoll, Timothy J.
Anderson, Frederick L.	Finn, E. Philip
Aylward, James F.	Flaherty, William
Barrett, James T.	Flye, Louis Edwin
Batchelder, Albert W.	Flynn, Maurice R.
Bauer, Ralph S.	Garland, Francis P.
Begley, John S.	Gartland, John J.
Bennett, Frank P.	Glazier, Frederick P.
Bigney, Robert E.	Good, John P.
Bodfish, John D. W.	Granfield, William J.
Boucher, Joseph Zoël	Graumann, John
Bowen, Patrick	Green, Thomas H.
Boynton, Thomas J.	Hale, Matthew
Brennan, James H.	Harding, Clarence W.
Brennan, James J.	Harriman, Arthur N.
Brine, Henry C.	Harrington, Patrick H.
Broderick, Patrick S.	Hart, Albert Bushnell
Brown, E. Gerry	Hawley, Truman R.
Bullock, William J.	Hicks, George H.
Burrell, Fred J.	Hoitt, Augustus J.
Butler, A. Webster	Horgan, Francis J.
Callahan, Timothy F.	Johnson, Charles R.
Carr, Edward	Keliher, John A.
Clark, Ezra W.	Kelley, Thomas R.
Coakley, Daniel H.	Kelly, Luke L.
Coleman, George W.	Kenny, Herbert A.
Cooney, Charles P.	Kerr, Alexander
Corrigan, Robert S.	Kilbon, John L.
Coughlan, William J.	Lane, Dwight F.
Creamer, Walter H.	Leboeuf, Telesphore
Creed, James F.	Leonard, Joseph J.
Cummings, John W.	Lomasney, Martin M.
Daley, Peter	Love, Joseph A.
Daly, John W.	Lynch, John C.
Day, Charles M.	MacMaster, Edward A.
Dean, Robert A.	Maguire, James E.
Delaney, Louis F.	Mahoney, John J.
Dellinger, Raymond P.	Mancovitz, David
Derbyshire, James H.	Mansfield, John J.
Donnelly, James P.	Martin, Martin I.
Donoghue, John A.	McAnarney, John W.
Donovan, Thomas F.	McCarthy, Charles F.
Doran, James P.	McCormack, John W.
Douglass, John J.	McIsaac, Daniel V.
Driscoll, Dennis D.	McKeon, Francis P.

**Messrs.** McLoud, Abner S.  
Mitchell, John  
Moran, William  
Moriarty, James T.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Peirce, Albion G.  
Pelletier, Joseph C.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Ray, Herbert L.  
Rieutord, Louis O.  
Ross, Samuel  
Sawyer, Roland D.  
Scigliano, Alfred P.

**Messrs.** Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Sparrell, Ernest H.  
Stoeber, Charles  
Sullivan, Joseph M.  
Sullivan, William H.  
Sullivan, William J.  
Talbot, Harry R.  
Theller, Ralph L.  
Thompson, Edward  
Twomey, John C.  
Walker, George  
Walker, Joseph  
Walsh, David I.  
Webster, Francis E.  
Whipple, Sherman L.  
Whitehead, James  
Wilson, William H.  
Winslow, Guy M.  
Wonson, Carlton W.

**NAYS.**

**Messrs.** Adams, Charles Francis  
Avery, Nathan P.  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, Clarence A.  
Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Bates, Sanford  
Besse, Harold A.  
Blackmur, Paul R.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyden, Frank L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Brown, Samuel F.  
Bruce, Charles  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Crafts, Lyman A.  
Crosby, J. Howell

**Messrs.** Crossley, William Cyril  
Curtis, Arthur B.  
Curtis, Edwin U.  
Dale, George H.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.  
Ferrey, Irving D.  
Ferry, James R.  
Fitz-Randolph, Reginald T.  
Fraser, Eugene B.  
French, Asa P.  
Gates, Joseph S.  
Gaylord, Henry E.  
George, Samuel W.  
Giddings, Charles  
Gleason, Nesbit G.  
Greenwood, Hamlet S.  
Hall, Elisha S.  
Hall, Frederick S.  
Hall, Isaac Freeman  
Hamilton, Andrew Foster  
Hibbard, Charles E.  
Hobbs, Clarence W., Jr.  
Hutchings, Henry M.  
Kelley, George W.  
Kenefick, Thomas W.  
Lane, Daniel W.  
Langelier, Louis F. R.  
Linke, Fred R.  
Logan, James  
Look, William J.  
Loring, Augustus P.  
Lowe, Arthur H.  
Lowell, James A.  
Luce, Robert

## JOURNAL OF THE CONVENTION,

Messrs.	Lummus, Henry T. Lyman, Frank E. Merriam, John M. Michelman, Joseph Mitchell, Charles Montague, David T. Moore, Charles D. C. Morton, James M. Parker, George S. Parker, Herbert Parkman, Henry Pillsbury, Albert E. Powers, Samuel L. Putnam, Harry B. Reidy, Michael J. Richardson, Edward A. Richardson, James P. Robbins, Edward J. Robinson, George H. Saunders, Amos T. Shattuck, Josiah B. Shea, John M. Smith, Jerome S. Smith, Rutherford E.	Messrs.	Stearns, Harry N. Stone man, David Sullivan, Edmund G. Sweeney, Edward A. Sweet, Joseph L. Swig, Louis Tatman, Charles T. Thompson, Hubert C. Thompson, John L. Tilton, Rufus H. Trefry, William D. T. Turner, Joseph Underhill, Charles L. Walcott, Robert Washburn, Albert H. Washburn, Charles G. Waterman, George B. Wellman, Arthur Holbrook Wheeler, William White, John A. Whittier, Eugene P. Williams, Fred Homer Wing, Herbert Wood, Charles J.
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137 yeas; 128 nays.

Therefore the amendments were adopted.

**Mr. Churchill,  
—amendment.**

The question then came on the following pending amendments, moved by Mr. Churchill of Amherst: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 317, the words "ten thousand", and inserting in place thereof the words "five per cent of the"; and inserting after the word "commonwealth", in the same line, the words ", calculated upon the whole number of votes cast for governor at the last preceding election," — and 100 members voted in the affirmative and 89 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 125 members voted in the affirmative and 143 in the negative, as follows: —

## YEAS.

Messrs.	Adams, Charles Francis Avery, Nathan P. Bailey, Charles O. Balch, Francis N. Ballantyne, John Bangs, Francis R. Barker, Warren S. Barnes, Clarence A. Barnes, George L. Bartlett, Horace I. Bassett, Edmund Bates, Sanford Besse, Harold A. Blackmur, Paul R. Bolster, Percy G. Bosworth, Henry H. Bouvé, Walter L. Boyden, Frank L.	Messrs.	Boyer, Elmer E. Brackett, John Q. A. Brown, Samuel F. Bruce, Charles Burns, William A. Buttrick, Allan G. Chandler, Leonard B. Chase, Mial W. Choate, Charles F., Jr. Churchill, George B. Clapp, Robert F. Clark, Chester W. Codman, James M., Jr. Coe, S. Hamilton Collier, David R. Collins, Samuel I. Coogan, Clement F. Cook, Benjamin A.
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Messrs. Cook, Rufus H.  
Coombs, Zelotes W.  
Cox, Guy W.  
Crafts, Lyman A.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Arthur B.  
Curtis, Edwin U.  
Cusick, John F.  
Dale, George H.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.  
Ferry, James R.  
Fitz-Randolph, Reginald T.  
Fraser, Eugene B.  
French, Asa P.  
Gates, Joseph S.  
Gaylord, Henry E.  
George, Samuel W.  
Giddings, Charles  
Gleason, Nesbit G.  
Greenwood, Hamlet S.  
Hall, Elisha S.  
Hall, Frederick S.  
Hall, Isaac Freeman  
Hamilton, Andrew Foster  
Hibbard, Charles E.  
Hobbs, Clarence W., Jr.  
Hutchings, Henry M.  
Kelley, George W.  
Lane, Daniel W.  
Linke, Fred R.  
Logan, James  
Look, William J.  
Loring, Augustus P.  
Lowe, Arthur H.  
Lowell, James A.  
Luce, Robert  
Lummus, Henry T.  
Lyman, Frank E.

Messrs. McAnarney, John W.  
Merriam, John M.  
Mitchell, Charles  
Montague, David T.  
Moore, Charles D. C.  
Morton, James M.  
Parker, George S.  
Parker, Herbert  
Parkman, Henry  
Pillsbury, Albert E.  
Powers, Samuel L.  
Putnam, Harry B.  
Reidy, Michael J.  
Richardson, Edward A.  
Richardson, James P.  
Robbins, Edward J.  
Robinson, George H.  
Saunders, Amos T.  
Shattuck, Josiah B.  
Shea, John M.  
Smith, Jerome S.  
Smith, Rutherford E.  
Stearns, Harry N.  
Stoneman, David  
Sullivan, Edmund G.  
Sweeney, Edward A.  
Sweet, Joseph L.  
Tatman, Charles T.  
Thompson, Hubert C.  
Thompson, John L.  
Tilton, Rufus H.  
Turner, Joseph  
Underhill, Charles L.  
Walcott, Robert  
Washburn, Albert H.  
Washburn, Charles G.  
Waterman, George B.  
Wellman, Arthur Holbrook  
Wheeler, William  
White, John A.  
Whittier, Eugene P.  
Williams, Fred Homer  
Wing, Herbert  
Wood, Charles J.

NAYS.

Messrs. Adams, Smith J.  
Anderson, Frederick L.  
Aylward, James F.  
Barrett, James T.  
Batchelder, Albert W.  
Bauer, Ralph S.  
Begley, John S.  
Bennett, Frank P.  
Bigney, Robert E.  
Bodfish, John D. W.  
Boucher, Joseph Zoël  
Bowen, Patrick  
Boynton, Thomas J.  
Brennan, James H.  
Brennan, James J.  
Brine, Henry C.  
Broderick, Patrick S.  
Brown, E. Gerry  
Bullock, William J.

Messrs. Burrell, Fred J.  
Butler, A. Webster  
Callahan, Timothy F.  
Carr, Edward  
Clark, Ezra W.  
Coakley, Daniel H.  
Coleman, George W.  
Cooney, Charles P.  
Corrigan, Robert S.  
Coughlan, William J.  
Creamer, Walter H.  
Creed, James F.  
Cummings, John W.  
Daley, Peter  
Daly, John W.  
Day, Charles M.  
Dean, Robert A.  
Delaney, Louis F.  
Dellinger, Raymond P.

## JOURNAL OF THE CONVENTION,

Measrs.	Derbyshire, James H. Donnelly, James P. Donoghue, John A. Donovan, Thomas F. Doran, James P. Douglass, John J. Driscoll, Dennis D. Driscoll, Timothy J. Finn, E. Philip Flaherty, William Flye, Louis Edwin Flynn, Maurice R. Garland, Francis P. Gartland, John J. Glazier, Frederick P. Good, John P. Granfield, William J. Graumann, John Green, Thomas H. Hale, Edward R. Hale, Matthew Harding, Clarence W. Harriman, Arthur N. Harrington, Patrick H. Hart, Albert Bushnell Hawley, Truman R. Hicks, George H. Hoitt, Augustus J. Horgan, Francis J. Johnson, Charles R. Keliher, John A. Kelley, Thomas R. Kelly, Luke L. Kenny, Herbert A. Kerr, Alexander Kilbon, John L. Lane, Dwight F. Langelier, Louis F. R. Leboeuf, Telesphore Leonard, Joseph J. Lomasney, Martin M. Love, Joseph A. Lynch, John C. MacMaster, Edward A. Maguire, James E. Mahoney, John J. Mancovitz, David Mansfield, John J. Martin, Martin L. McCarthy, Charles F. McCormack, John W. McIsaac, Daniel V. McKeon, Francis P.	Measrs.	McLaud, Abner S. Michelman, Joseph Mitchell, John Moran, William Moriarty, James T. Morrill, Charles H. Moynihan, James J. Murley, Joseph J. Myron, John F. Nestor, Patrick F. Newhall, Arthur N. Newton, H. Huestis Nutting, Edward H. O'Connell, John J. O'Connell, John P. O'Connell, Joseph F. O'Connor, John D. Peirce, Albion G. Pelletier, Joseph C. Peterson, Patrick Quincy, Josiah Quinn, Timothy F. Ray, Herbert L. Rieutord, Louis O. Ross, Samuel Sawyer, Roland D. Scigiano, Alfred P. Shanahan, William J. Shaw, Michael F. Shea, John T. Sheehan, Christopher A. Sherburne, Nelson Sparrell, Ernest H. Stoeber, Charles Sullivan, Joseph M. Sullivan, William H. Sullivan, William J. Swig, Louis Talbot, Harry R. Theller, Ralph L. Thompson, Edward Twomey, John C. Walker, George Walker, Joseph Walsh, David I. Webster, Francis E. Webster, George P. Whipple, Sherman L. Whitehead, James Wilson, William H. Winslow, Guy M. Wonson, Carlton W.
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125 yeas; 143 nays.

Therefore the amendments were rejected.

**Mr. Washburns.  
— amendment.** The following pending amendment, moved by Mr. Washburn of Middleborough, was rejected: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 317, the words "ten thousand qualified voters of the commonwealth", and inserting in place thereof the words "two per cent of the qualified voters of the commonwealth, calculated upon the whole number of votes cast for governor at the last preceding election".

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The following pending amendment, moved by Mr. Ross of New Bedford, was rejected, by a vote of 44 to 99: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out lines 333 to 349, inclusive, and inserting in place thereof the following paragraph: —

Mr. Ross, —  
amendment.

"In carrying out the provisions of this article, the secretary of the commonwealth and all other public officers shall be guided, where other provision is not specified herein, by the laws relating to elections, in so far as applicable, and any initiative or referendum petition coming within the provisions hereof shall be signed and certified as to signatures in the manner provided by law relative to nomination papers of candidates for the general court. And the penalties for forgery or fraud provided in the laws relative to elections shall apply with equal force to initiative or referendum petitions herein specified."

The question then came on the following pending amendment, moved by Mr. Curtis of Revere: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 350, the word "one-fourth", and inserting in place thereof the word "one-eighth", — and 105 members voted in the affirmative and 102 in the negative.

Mr. Curtis, —  
amendment.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walker of Brookline; and on the roll call 132 members voted in the affirmative and 140 in the negative, as follows: —

YEAS.

Messrs. Adams, Brooks  
Adams, Charles Francis  
Adams, Scott  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, Clarence A.  
Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Bennett, Frank P.  
Benton, Everett C.  
Besse, Harold A.  
Blackmur, Paul R.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyden, Frank L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Brown, Samuel F.  
Bruce, Charles  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.

Messrs. Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Cox, Guy W.  
Crafts, Lyman A.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Arthur B.  
Curtis, Edwin U.  
Cusick, John F.  
Dale, George H.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Dellinger, Raymond P.  
Doe, Orestes T.  
Douglass, John J.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.  
Ferrey, Irving D.  
Ferry, James R.  
Fitz-Randolph, Reginald T.

## JOURNAL OF THE CONVENTION,

Messrs.	Fraser, Eugene B. French, Asa P. Gates, Joseph S. Gaylord, Henry E. George, Samuel W. Giddings, Charles Gleason, Nesbit G. Greenwood, Hamlet S. Hale, Edward R. Hall, Elisha S. Hall, Frederick S. Hall, Isaac Freeman Hamilton, Andrew Foster Hibbard, Charles E. Hicks, George H. Hobbs, Clarence W., Jr. Hutchings, Henry M. Kelley, George W. Kilbon, John L. Lane, Daniel W. Langelier, Louis F. R. Linke, Fred R. Logan, James Look, William J. Loring, Augustus P. Lowe, Arthur H. Lowell, James A. Luce, Robert Lummus, Henry T. Lyman, Frank E. Merriam, John M. Michelman, Joseph Mitchell, Charles Montague, David T. Moore, Charles D. C. Morton, James M.	Messrs.	Parker, George S. Parker, Herbert Parkman, Henry Pillsbury, Albert E. Richardson, Edward A. Richardson, James P. Robbins, Edward J. Robinson, George H. Saunders, Amos T. Shattuck, Josiah B. Shea, John M. Smith, Jerome S. Smith, Rutherford E. Stearns, Harry N. Stoneman, David Sullivan, Edmund G. Sweeney, Edward A. Sweet, Joseph L. Tatman, Charles T. Thompson, Hubert C. Thompson, John L. Tilton, Rufus H. Turner, Joseph Underhill, Charles L. Walcott, Robert Washburn, Albert H. Washburn, Charles G. Waterman, George B. Wheeler, William White, John A. Whittier, Eugene P. Williams, Fred Homer Wing, Herbert Wonson, Carlton W. Wood, Charles J. Youngman, William S.
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## NAYS.

Messrs.	Adams, Smith J. Anderson, Frederick L. Avery, Nathan P. Aylward, James F. Barrett, James T. Batchelder, Albert W. Bates, Sanford Bauer, Ralph S. Begley, John S. Bergengren, Roy F. Bigney, Robert E. Bodfish, John D. W. Boucher, Joseph Zoël Bowen, Patrick Boynton, Thomas J. Brennan, James H. Brennan, James J. Brine, Henry C. Broderick, Patrick S. Brown, E. Gerry Bullock, William J. Burrell, Fred J. Butler, A. Webster Callahan, Timothy F. Carr, Edward Clark, Ezra W. Coakley, Daniel H. Coleman, George W.	Messrs.	Cooney, Charles P. Corrigan, Robert S. Costello, Francis M. Coughlan, William J. Creamer, Walter H. Creed, James F. Cummings, John W. Daley, Peter Daly, John W. Day, Charles M. Dean, Robert A. Delaney, Louis F. Derbyshire, James H. Donnelly, James P. Donoghue, John A. Donovan, Thomas F. Doran, James P. Driscoll, Dennis D. Driscoll, Timothy J. Finn, E. Philip Flaherty, William Flye, Louis Edwin Flynn, Maurice R. Garland, Francis P. Gartland, John J. Glazier, Frederick P. Good, John P. Granfield, William J.
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**Messrs.** Graumann, John  
 Green, Thomas H.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hoitt, Augustus J.  
 Horgan, Francis J.  
 Johnson, Charles R.  
 Keliher, John A.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Lane, Dwight F.  
 Leboeuf, Telesphore  
 Leonard, Joseph J.  
 Lomasney, Martin M.  
 Love, Joseph A.  
 Lynch, John C.  
 MacMaster, Edward A.  
 Maguire, James E.  
 Mahoney, John J.  
 Mancovitz, David  
 Mansfield, John J.  
 Martin, Martin L.  
 McCarthy, Charles F.  
 McCormack, John W.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merrill, George Frye  
 Mitchell, John  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Murley, Joseph J.  
 Myron, John F.  
 Nestor, Patrick F.

**Messrs.** Newhall, Arthur N.  
 Newton, H. Huestis  
 Nutting, Edward H.  
 O'Connell, John J.  
 O'Connell, John P.  
 O'Connell, Joseph F.  
 O'Connor, John D.  
 Peirce, Albion G.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Ray, Herbert L.  
 Reidy, Michael J.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Sawyer, Roland D.  
 Scigliano, Alfred P.  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sheehan, Christopher A.  
 Sherburne, Nelson  
 Sparrell, Ernest H.  
 Stoeber, Charles  
 Sullivan, Joseph M.  
 Sullivan, William H.  
 Sullivan, William J.  
 Swig, Louis  
 Talbot, Harry R.  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walker, George  
 Walker, Joseph  
 Walsh, David J.  
 Webster, Francis E.  
 Webster, George P.  
 Whipple, Sherman L.  
 Whitehead, James  
 Wilson, William H.  
 Winslow, Guy M.

132 yeas; 140 nays.

Therefore the amendment was rejected.

The following pending amendment, moved by Mr. Morrill of Haverhill, was rejected, by a vote of 18 to 80: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out lines 350, 351 and 352, and inserting in place thereof the following paragraph: —

"Not more than fifty per cent of the certified signatures on any petition shall be those of registered voters of the city of Boston or of any one county."

The following pending amendments, moved by Mr. Washburn of Middleborough, were adopted, by a vote of 131 to 3: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by inserting, at the beginning of line 360, the words "Except as otherwise herein provided,"; and by inserting, at the beginning of line 366, the words "Except as otherwise herein provided,".

Mr. Morrill, —  
amendment.

Mr. Washburn,  
—amendments.

## JOURNAL OF THE CONVENTION,

Mr. Lyman, — amendments. The following pending amendments, moved by Mr. Lyman of Easthampton, were rejected, by a vote of 73 to 89: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 365, and in lines 369 and 370, the word "approved", and inserting in place thereof, in each instance, the word "rejected".

There being no objection Mr. Harriman of New Bedford withdrew his pending amendment of lines 383 to 388, inclusive.

Mr. Morrill, — amendment. The following pending amendment moved by Mr. Morrill of Haverhill was then rejected: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out lines 385 to 388, inclusive, and inserting in place thereof the following paragraph: —

"The general court may amend or repeal a law approved by the voters: *provided*, that such amendment or repeal shall be submitted by the secretary of the commonwealth to the voters and shall not go into effect until and unless approved by a majority of the voters voting thereon."

Mr. Harriman, — amendments. The following pending amendments, moved by Mr. Harriman of New Bedford, were rejected: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by striking out, in line 393, the words "and Article XLII"; and by striking out, in line 394, the word "are", and inserting in place thereof the word "is".

Mr. Quincy, — amendments. The question then came on the following pending amendments, moved by Mr. Quincy of Boston: That the resolution proposed as a substitute by the committee on Form and Phraseology be amended as follows: —

By inserting after line 59 the following paragraphs: —

"The signatures to initiative petitions hereby required, with the exception of the first ten signers, shall be made and filed as follows: The secretary of the commonwealth shall print individual signature cards upon which any registered voter receiving the same as herein provided may personally make his signature, followed by his address as it appears upon the voting list, in favor of any initiative petition which he desires to support. Each such card shall identify by number or otherwise the initiative petition for which the signature is to be given, shall bear the seal of the commonwealth printed thereon, or other identifying mark, and shall be used only for official transmission by mail as herein provided. Any registered voter may sign one such signature card in favor of each initiative petition which he desires to support, but each signature card shall only be signed by one voter and for one petition.

"The secretary of the commonwealth shall procure and keep on file the latest printed copies of the voting lists of all cities and towns, and he shall at the request of any original signer of an initiative petition duly filed cause one of such signature cards to be mailed to any list or lists of voters which may from time to time be specified or furnished by any such signer, provided that all expenses connected with such mailing, other than the expense of printing such signature cards and such initiative measure, shall be deposited in advance. A copy of the full text

of such initiative measure shall be printed by the secretary of the commonwealth and enclosed with each signature card, together with any printed argument in support of the same, and any addressed return envelopes which may be furnished him for mailing therewith. Provision shall be made by law to regulate the length of any such argument and for allowing opponents of such initiative measure an opportunity, by depositing one-half of the expense of mailing as aforesaid, exclusive of the expense of furnishing such addressed return envelopes, to have printed arguments in opposition to such measure enclosed with such signature cards. Instead of mailing such cards the secretary of the commonwealth shall, at the request of any such original signer, furnish and send to any clerk of a city or town a sufficient number of signature cards for the registered voters of such city or town, and such clerk shall, upon the deposit of the expenses aforesaid, thereupon have the same duty in respect to the mailing of such signature cards and other printed matter as herein provided in respect to said secretary.

"As an additional method of giving his signature and support to any initiative petition, any registered voter may express in his own handwriting upon a paper or card personally signed by him, with his address as aforesaid, and bearing the signature and address of a witness, his desire to sign in favor of any one initiative petition designated therein by number or other sufficient description, and such paper or card when received by the clerk of the city or town in which such voter is registered as a voter shall constitute a signature to such petition; and any such voter may sign one such paper or card in favor of each initiative petition which he desires to support.

Mr. Quincy, --  
amendments.

"In addition to the two methods of signing initiative petitions above provided, any registered voter may give his signature therefor in the presence of the clerk of the city or town in which he is a registered voter, or of any assistant in his office, and the secretary of the commonwealth shall furnish to every city or town clerk an official blank for such signatures.

"Any such official signature card or unofficial paper or card when executed as herein provided may be delivered by mail or otherwise either to the secretary of the commonwealth or to the clerk of the city or town in which the signer of the same is a registered voter, and when so received shall be open for public inspection. If the name and residence signed to any such card or paper corresponds to the name and residence of a registered voter, and if such card or paper appears to be executed as herein required, the same shall be placed on file, otherwise it shall be rejected. If the officer with whom such card or paper is filed believes, from evidence offered to him, that there is substantial reason to doubt the genuineness of the signature to any such card or paper he may reject the same unless satisfactory evidence to establish such genuineness is furnished. The name of each signer of any such card or paper or blank shall be checked on the voting list so that the same voter shall not be counted more than once in support of any one petition.

"When the time for filing signatures as fixed herein shall expire each city or town clerk with whom any such official signature

cards or any such unofficial papers or cards have been filed, or who has in his office any of the petition blanks furnished as aforesaid with signatures of voters thereon, shall transmit all of the same to the secretary of the commonwealth, who shall proceed to examine the same and count all signatures which appear to be in conformity herewith, and if the number of such signatures thereto filed directly with the secretary of the commonwealth, equals the number of signatures required to complete such petition as herein provided, then such petition shall be transmitted to the general court or submitted to the people, as the case may be, as hereinafter provided.”;

**Mr. Quincy, — amendments.** By inserting in line 48, after the word “shall”, the words “give the petition a number and shall”;

“By striking out, in lines 60, 61 and 62, the words “If an initiative petition, signed by the required number of qualified voters, has been filed as aforesaid”, and inserting in place thereof the words “If the required number of signatures to an initiative petition has been filed with the secretary of the commonwealth as herein provided”;

By striking out lines 152 to 158, inclusive, and inserting in place thereof the words “is completed by filing after the first Wednesday in June aforesaid, and before the first Wednesday of the following August, not less than five thousand signatures of qualified voters, in addition to those filed before the introduction of such initiative petition, which signatures must have been obtained after the first Wednesday of June aforesaid, then”; and

By striking out lines 184 to 190, inclusive, and inserting in place thereof the words “by filing after the first Wednesday in June aforesaid, and before the first Wednesday of the following August, not less than five thousand signatures of qualified voters, in addition to those filed before the introduction of such initiative petition, which signatures must have been obtained after the first Wednesday of June aforesaid, then the”.

Mr. Churchill of Amherst asked unanimous consent to move to amend the amendments by striking out the words “paper or” and “or paper”, wherever they occur. Objection was made.

Mr. Richardson of Newton moved that the amendment be divided so that the third paragraph of the first amendment might be put separately; and this motion was negatived, by a vote of 66 to 103.

Mr. Quincy then asked unanimous consent to move to amend the amendment by striking out the words “paper or” and “or paper”, wherever they occur. Objection was made.

The question was then put on the adoption of the amendments, and 80 members voted in the affirmative and 118 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Hale of Boston; and on the roll call 76 members voted in the affirmative and 196 in the negative, as follows: —

## YEAS.

Messrs. Anderson, Frederick L.  
 Avery, Nathan P.  
 Barrett, James T.  
 Bates, Sanford  
 Bauer, Ralph S.  
 Bergengren, Roy F.  
 Boucher, Joseph Zoël  
 Boynton, Thomas J.  
 Brine, Henry C.  
 Brown, E. Gerry  
 Clark, Ezra W.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Cummings, John W.  
 Daley, Peter  
 Daly, John W.  
 Delaney, Louis F.  
 Dellinger, Raymond P.  
 Donnelly, James P.  
 Donoghue, John A.  
 Dresser, Frank F.  
 Driscoll, Dennis D.  
 Flye, Louis Edwin  
 Fraser, Eugene B.  
 Garland, Francis P.  
 Gates, Joseph S.  
 Glazier, Frederick P.  
 Good, John P.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Hoitt, Augustus J.  
 Johnson, Charles R.  
 Kenny, Herbert A.  
 Kilbon, John L.  
 Lowell, James A.  
 Luce, Robert  
 Lummus, Henry T.

Messrs. MacMaster, Edward A.  
 Mansfield, John J.  
 McCarthy, Charles F.  
 McIsaac, Daniel V.  
 McKeon, Francis P.  
 McLaud, Abner S.  
 Merriam, John M.  
 Merrill, George Frye  
 Moran, William  
 Moriarty, James T.  
 Morrill, Charles H.  
 Moynihan, James J.  
 Newton, H. Huestis  
 O'Connor, John D.  
 Pelletier, Joseph C.  
 Peterson, Patrick  
 Quincy, Josiah  
 Quinn, Timothy F.  
 Rieutord, Louis O.  
 Ross, Samuel  
 Shanahan, William J.  
 Shaw, Michael F.  
 Shea, John T.  
 Sherburne, Nelson  
 Smith, Rutherford E.  
 Sullivan, William H.  
 Swig, Louis  
 Theller, Ralph L.  
 Thompson, Edward  
 Twomey, John C.  
 Walcott, Robert  
 Walker, George  
 Walker, Joseph  
 Washburn, Albert H.  
 Webster, Francis E.  
 Whitehead, James  
 Willett, George Franklin  
 Winslow, Guy M.

## NAYS.

Messrs. Adams, Brooks  
 Adams, Charles Francis  
 Adams, Scott  
 Adams, Smith J.  
 Aylward, James F.  
 Bailey, Charles O.  
 Balch, Francis N.  
 Ballantyne, John  
 Bangs, Francis R.  
 Barker, Warren S.  
 Barnes, George L.  
 Bartlett, Horace I.  
 Bassett, Edmund  
 Batchelder, Albert W.  
 Begley, John S.  
 Bennett, Frank P.  
 Benton, Everett C.  
 Besse, Harold A.  
 Bigney, Robert E.  
 Blackmunt, Paul R.  
 Bodfish, John D. W.  
 Bolster, Percy G.  
 Bouvé, Walter L.

Messrs. Bowen, Patrick  
 Boyden, Frank L.  
 Boyer, Elmer E.  
 Brackett, John Q. A.  
 Brennan, James H.  
 Brennan, James J.  
 Broderick, Patrick S.  
 Brown, Samuel F.  
 Bruce, Charles  
 Buck, Maurice A.  
 Bullock, William J.  
 Burns, William A.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Buttrick, Allan G.  
 Callahan, Timothy F.  
 Carr, Edward  
 Chandler, Leonard B.  
 Charbonneau, Henry V.  
 Chase, Mial W.  
 Choate, Charles F., Jr.  
 Churchill, George B.  
 Clapp, Robert P.

## JOURNAL OF THE CONVENTION,

Messrs.	Clark, Chester W. Codman, James M., Jr. Coe, S. Hamilton Coleman, George W. Collier, David R. Collins, Samuel I. Coogan, Clement F. Cook, Benjamin A. Cook, Rufus H. Coombs, Zeletes W. Cooney, Charles P. Corrigan, Robert S. Costello, Francis M. Cox, Guy W. Crafts, Lyman A. Creed, James F. Crosby, J. Howell Crossley, William Cyril Curtis, Arthur B. Curtis, Edwin U. Cusick, John F. Dale, George H. Davis, William R. Day, Charles M. Dean, Robert A. Delano, Robert T. Derbyshire, James H. Doe, Orestes T. Donovan, Thomas F. Doran, James P. Douglass, John J. Driscoll, Timothy J. Dutch, Charles Frederick Farnsworth, Frank S. Feiker, William H. Ferrey, Irving D. Ferry, James R. Finn, E. Philip Fisher, Edward Fitz-Randolph, Reginald T. Flaherty, William Flynn, Maurice R. French, Asa P. Frost, Archie N. Gartland, John J. Gaylord, Henry E. George, Samuel W. Giddings, Charles Gleason, Nesbit G. Granfield, William J. Graumann, John Green, Thomas H. Greenwood, Hamlet S. Haines, Benjamin F. Hale, Edward R. Hall, Elisha S. Hall, Frederick S. Hamilton, Andrew Foster Harrington, Patrick H. Hawley, Truman R. Hubbard, Charles E. Hicks, George H. Hobbs, Clarence W., Jr. Horgan, Francis J. Hutchings, Henry M. Keliher, John A.	Messrs.	Kelley, George W. Kelley, Thomas R. Kelly, Luke L. Kerr, Alexander Lane, Daniel W. Lane, Dwight F. Langelier, Louis F. R. Leboeuf, Telesphore Leonard, Joseph J. Linke, Fred R. Logan, James Lomasney, Martin M. Look, William J. Loring, Augustus P. Love, Joseph A. Lowe, Arthur H. Lyman, Frank E. Lynch, John C. Maguire, James E. Mahoney, John J. Mancovitz, David Martin, Martin L. McAnarney, John W. McCormack, John W. Michelman, Joseph Mitchell, Charles Mitchell, John Montague, David T. Morton, James M. Murley, Joseph J. Myron, John F. Nestor, Patrick F. Newhall, Arthur N. Nutting, Edward H. O'Connell, John J. O'Connell, John P. O'Connell, Joseph F. Parker, George S. Parker, Herbert Parkman, Henry Peirce, Albion G. Pillsbury, Albert E. Putnam, Harry B. Ray, Herbert L. Reidy, Michael J. Richardson, Edward A. Richardson, James P. Robbins, Edward J. Robinson, George H. Saunders, Amos T. Sawyer, Roland D. Scigliano, Alfred P. Shattuck, Josiah B. Shea, John M. Sheehan, Christopher A. Smith, Jerome S. Sparrell, Ernest H. Stearns, Harry N. Stoeber, Charles Sullivan, Edmund G. Sullivan, Joseph M. Sullivan, William J. Sweeney, Edward A. Sweet, Joseph L. Talbot, Harry R. Tatman, Charles T.
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Messrs. Thompson, Hubert C.  
Thompson, John L.  
Trefry, William D. T.  
Turner, Joseph  
Underhill, Charles L.  
Washburn, Charles G.  
Waterman, George B.  
Webster, George P.  
Wellman, Arthur Holbrook

Messrs. Wheeler, William  
Whipple, Sherman L.  
Whittier, Eugene P.  
Williams, Fred Homer  
Wilson, William H.  
Wing, Herbert  
Wolson, Carlton W.  
Wood, Charles J.  
Youngman, William S.

76 yeas; 196 nays.

Therefore the amendments were rejected.

There being no objection Mr. Quincy then withdrew his pending amendment of lines 168 to 192, inclusive.

The question then came on the following pending amendment, moved by Mr. Pillsbury of Wellesley: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of the following: "Resolution to provide for establishing the popular initiative and referendum.

Mr. Pillsbury,  
— amendment.

"The legislature shall provide for the enactment and repeal of statutes by the method known as the popular initiative and referendum, under such conditions and forms of procedure as it may prescribe."

And 106 members voted in the affirmative and 123 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Churchill of Amherst; and on the roll call 123 members voted in the affirmative and 156 in the negative, as follows: —

YEAS.

Messrs. Adams, Charles Francis  
Adams, Scott  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Benton, Everett C.  
Besse, Harold A.  
Blackmur, Paul R.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyden, Frank L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Brown, Samuel F.  
Buck, Maurice A.  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Charbonneau, Henry V.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.

Messrs. Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Cox, Guy W.  
Crafts, Lyman A.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Arthur B.  
Curtis, Edwin U.  
Dale, George H.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Doe, Orestes T.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.  
Ferrey, Irving D.  
Ferry, James R.  
Fisher, Edward

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Messrs.	Fitz-Randolph, Reginald T.	Messrs.	Pillsbury, Albert E.
	Fraser, Eugene B.		Putnam, Harry B.
	French, Asa P.		Richardson, Edward A.
	Gaylor, Henry E.		Richardson, James P.
	George, Samuel W.		Robbins, Edward J.
	Giddings, Charles		Robinson, George H.
	Gleason, Nesbit G.		Saunders, Amos T.
	Greenwood, Hamlet S.		Shattuck, Josiah B.
	Hale, Edward R.		Shea, John M.
	Hall, Elisha S.		Smith, Jerome S.
	Hamilton, Andrew Foster		Smith, Rutherford E.
	Hibbard, Charles E.		Stearns, Harry N.
	Hobbs, Clarence W., Jr.		Stoneman, David
	Howard, Charles P.		Sullivan, Edmund G.
	Hutchings, Henry M.		Sweeney, Edward A.
	Kelley, George W.		Sweet, Joseph L.
	Lane, Daniel W.		Tatman, Charles T.
	Linke, Fred R.		Thompson, Hubert C.
	Logan, James		Thompson, John L.
	Look, William J.		Tilton, Rufus H.
	Loring, Augustus P.		Trefry, William D. T.
	Lowe, Arthur H.		Turner, Joseph
	Lowell, James A.		Underhill, Charles L.
	Luce, Robert		Walcott, Robert
	Lummus, Henry T.		Washburn, Charles G.
	Lyman, Frank E.		Waterman, George B.
	Merriam, John M.		Wellman, Arthur Holbrook
	Mitchell, Charles		Wheeler, William
	Montague, David T.		Whittier, Eugene P.
	Moore, Charles D. C.		Willett, George Franklin
	Morton, James M.		Williams, Fred Homer
	Parker, George S.		Wing, Herbert
	Parker, Herbert		Wood, Charles J.
	Parkman, Henry		

## NAYS.

Messrs.	Adams, Brooks	Messrs.	Cooney, Charles P.
	Adams, Smith J.		Corrigan, Robert S.
	Anderson, Frederick L.		Costello, Francis M.
	Avery, Nathan P.		Coughlan, William J.
	Aylward, James F.		Creamer, Walter H.
	Barrett, James T.		Creed, James F.
	Batchelder, Albert W.		Cummings, John W.
	Bates, Sanford		Daley, Peter
	Bauer, Ralph S.		Daly, John W.
	Begley, John S.		Day, Charles M.
	Bennett, Frank P.		Dean, Robert A.
	Bergengren, Roy F.		Delaney, Louis F.
	Bigney, Robert E.		Dellinger, Raymond P.
	Bodfish, John D. W.		Derbyshire, James H.
	Boucher, Joseph Zoël		Donnelly, James P.
	Bowen, Patrick		Donoghue, John A.
	Boynton, Thomas J.		Donovan, Thomas F.
	Brennan, James H.		Doran, James P.
	Brennan, James J.		Douglass, John J.
	Brine, Henry C.		Driscoll, Dennis D.
	Broderick, Patrick S.		Driscoll, Timothy J.
	Brown, E. Gerry		Finn, E. Philip
	Bullock, William J.		Flaherty, William
	Burrell, Fred J.		Flye, Louis Edwin
	Butler, A. Webster		Flynn, Maurice R.
	Callahan, Timothy F.		Frost, Archie N.
	Carr, Edward		Gallagher, Daniel J.
	Clark, Ezra W.		Garland, Francis P.
	Coakley, Daniel H.		Gartland, John J.
	Coleman, George W.		Gates, Joseph S.

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Messrs. Glazier, Frederick P.  
Good, John P.  
Granfield, William J.  
Graumann, John  
Green, Thomas H.  
Haines, Benjamin F.  
Hale, Matthew  
Hall, Frederick S.  
Harding, Clarence W.  
Harriman, Arthur N.  
Harrington, Patrick H.  
Hart, Albert Bushnell  
Hawley, Truman R.  
Hicks, George H.  
Hoitt, Augustus J.  
Horgan, Francis J.  
Johnson, Charles R.  
Jones, George R.  
Keliher, John A.  
Kelley, Thomas R.  
Kelly, Luke L.  
Kenny, Herbert A..  
Kerr, Alexander  
Kilbon, John L.  
Lane, Dwight F.  
Langelier, Louis F. R.  
Leboeuf, Telesphore  
Leonard, Joseph J.  
Lomasney, Martin M.  
Love, Joseph A.  
Lynch, John C.  
MacMaster, Edward A.  
Maguire, James E.  
Mahoney, John J.  
Mancovitz, David  
Mansfield, John J.  
Martin, Martin L.  
McAnarney, John W.  
McCarthy, Charles F.  
McCormack, John W.  
McIsaac, Daniel V.  
McKeon, Francis P.  
McLaud, Abner S.  
Merrill, George Frye  
Michelman, Joseph  
Mitchell, John  
Moran, William  
Moriarty, James T.

Messrs. Morrill, Charles H.  
Moynihan, James J.  
Murley, Joseph J.  
Myron, John F.  
Nestor, Patrick F.  
Newhall, Arthur N.  
Newton, H. Huestis  
Nutting, Edward H.  
O'Connell, John J.  
O'Connell, John P.  
O'Connell, Joseph F.  
O'Connor, John D.  
Peirce, Albion G.  
Pelletier, Joseph C.  
Perry, Augustus W.  
Peterson, Patrick  
Quincy, Josiah  
Quinn, Timothy F.  
Ray, Herbert L.  
Reidy, Michael J.  
Rieutord, Louis O.  
Ross, Samuel  
Sawyer, Roland D.  
Scigliano, Alfred P.  
Shanahan, William J.  
Shaw, Michael F.  
Shea, John T.  
Sheehan, Christopher A.  
Sherburne, Nelson  
Sparrell, Ernest H.  
Stoeber, Charles  
Sullivan, Joseph M.  
Sullivan, William H.  
Swig, Louis  
Talbot, Harry R.  
Theller, Ralph L.  
Thompson, Edward  
Twomey, John C.  
Walker, George  
Walker, Joseph  
Walsh, David I.  
Webster, Francis E.  
Webster, George P.  
Whipple, Sherman L.  
Whitehead, James  
Wilson, William H.  
Winslow, Guy M.  
Wonson, Carlton W.

123 yeas; 156 nays.

Therefore the amendment was rejected.

Mr. Hale of Boston then moved that the Convention continue in session until the remaining substitutes for the resolution recommended by the committee on Form and Phraseology, and said resolution, are voted on, and then take a recess, pending the report of said committee, until half-past three o'clock; and this motion, after debate, was adopted, by a vote of 176 to 20.

The question then came on the following pending amendment, moved by Mr. Brown of Brockton: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of the following: "Reso-

Proposed  
recess.

Mr. Brown, —  
amendment.

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lution to provide for establishing the popular initiative and referendum.

"The legislature shall by statute law at the session following the acceptance of this amendment, and thereafter as occasion may require, make provisions whereby the people may exercise the rights reserved to and by and for the people in the bill of rights, especially articles V, VII, VIII and XIX, including the right to initiate and control legislation as hereinafter required, and to revise, amend or otherwise alter the acts of its servants committed or to be committed in the exercise of the functions, or powers heretofore delegated or that may hereafter be delegated by the people. Such statute shall also make provision as to the number of signatures required, the form and conditions under which they shall be obtained and presented for a demand for legislative action upon any proposal thus submitted; and provision by law shall also be made whereby legislative acts may be submitted for review by the people by direct action at the polls exercising their powers herein and otherwise reserved."

And 111 members voted in the affirmative and 120 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Buttrick of Lancaster; and on the roll call 113 members voted in the affirmative and 149 in the negative, as follows: —

## YEAS.

Messrs. Adams, Charles Francis	Messrs. Coogan, Clement F.
Adams, Scott	Cook, Rufus H.
Bailey, Charles O.	Coombs, Zelotes W.
Balch, Francis N.	Cox, Guy W.
Ballantyne, John	Crafts, Lyman A.
Bangs, Francis R.	Crosby, J. Howell
Barker, Warren S.	Crossley, William Cyril
Barnes, George L.	Curtis, Edwin U.
Bartlett, Horace I.	Cusick, John F.
Benton, Everett C.	Dale, George H.
Blackmur, Paul R.	Davis, Elbridge G.
Bolster, Percy G.	Davis, William R.
Bosworth, Henry H.	Delano, Robert T.
Bouvé, Walter L.	Doe, Orestes T.
Boyden, Frank L.	Dresser, Frank F.
Boyer, Elmer E.	Feiker, William H.
Brackett, John Q. A.	Ferrey, Irving D.
Brown, E. Gerry	Ferry, James R.
Brown, Samuel F.	Fisher, Edward
Buck, Maurice A.	Fitz-Randolph, Reginald T.
Burns, William A.	Fraser, Eugene B.
Buttrick, Allan G.	French, Asa P.
Chandler, Leonard B.	Gaylord, Henry E.
Charbonneau, Henry V.	George, Samuel W.
Chase, Mial W.	Giddings, Charles
Churchill, George B.	Gleason, Nesbit G.
Clapp, Robert P.	Greenwood, Hamlet S.
Clark, Chester W.	Hall, Elisha S.
Clark, Ezra W.	Hall, Frederick S.
Codman, James M., Jr.	Hamilton, Andrew Foster
Coe, S. Hamilton	Hibbard, Charles E.
Collier, David R.	Hobbs, Clarence W., Jr.
Collins, Samuel I.	Howard, Charles P.

**Messrs.** Hutchings, Henry M.  
 Kelley, George W.  
 Kinney, William S.  
 Linke, Fred R.  
 Logan, James  
 Look, William J.  
 Loring, Augustus P.  
 Lowe, Arthur H.  
 Lowell, James A.  
 Luce, Robert  
 Lummus, Henry T.  
 Lyman, Frank E.  
 Merriam, John M.  
 Mitchell, Charles  
 Montague, David T.  
 Morrill, Charles H.  
 Morton, James M.  
 Parker, George S.  
 Parkman, Henry  
 Pillsbury, Albert E.  
 Putnam, Harry B.  
 Richardson, Edward A.  
 Richardson, James P.  
 Robbins, Edward J.

**Messrs.** Robinson, George H.  
 Shattuck, Josiah B.  
 Smith, Jerome S.  
 Smith, Rutherford E.  
 Stearns, Harry N.  
 Stoneman, David  
 Sullivan, Edmund G.  
 Sweeney, Edward A.  
 Sweet, Joseph L.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Washburn, Charles G.  
 Waterman, George B.  
 Wellman, Arthur Holbrook  
 Wheeler, William  
 Willett, George Franklin  
 Williams, Fred Homer  
 Wilson, William H.  
 Wing, Herbert  
 Wood, Charles J.

**NAYS.**

**Messrs.** Adams, Smith J.  
 Anderson, Frederick L.  
 Aylward, James F.  
 Barrett, James T.  
 Batchelder, Albert W.  
 Bates, Sanford  
 Bauer, Ralph S.  
 Begley, John S.  
 Bennett, Frank P.  
 Bergengren, Roy F.  
 Bodfish, John D. W.  
 Boucher, Joseph Zoël  
 Bowen, Patrick  
 Boynton, Thomas J.  
 Brennan, James H.  
 Brine, Henry C.  
 Broderick, Patrick S.  
 Bullock, William J.  
 Burrell, Fred J.  
 Butler, A. Webster  
 Callahan, Timothy F.  
 Carr, Edward  
 Choate, Charles F., Jr.  
 Coakley, Daniel H.  
 Coleman, George W.  
 Cooney, Charles P.  
 Corrigan, Robert S.  
 Coughlan, William J.  
 Creamer, Walter H.  
 Creed, James F.  
 Cummings, John W.  
 Curtis, Arthur B.  
 Daley, Peter  
 Daly, John W.  
 Day, Charles M.  
 Dean, Robert A.  
 Delaney, Louis F.  
 Dellinger, Raymond P.  
 Derbyshire, James H.  
 Donnelly, James P.

**Messrs.** Donoghue, John A.  
 Donovan, Thomas F.  
 Doran, James P.  
 Douglass, John J.  
 Driscoll, Dennis D.  
 Driscoll, Timothy J.  
 Dutch, Charles Frederick  
 Farnsworth, Frank S.  
 Finn, E. Philip  
 Flaherty, William  
 Flye, Louis Edwin  
 Flynn, Maurice R.  
 Frost, Archie N.  
 Gallagher, Daniel J.  
 Garland, Francis P.  
 Garland, John J.  
 Gates, Joseph S.  
 Glazier, Frederick P.  
 Good, John P.  
 Granfield, William J.  
 Graumann, John  
 Green, Thomas H.  
 Haines, Benjamin F.  
 Hale, Matthew  
 Harding, Clarence W.  
 Harriman, Arthur N.  
 Harrington, Patrick H.  
 Hart, Albert Bushnell  
 Hawley, Truman R.  
 Hicks, George H.  
 Hoitt, Augustus J.  
 Hogan, Francis J.  
 Johnson, Charles R.  
 Jones, George R.  
 Kelliher, John A.  
 Kelley, Thomas R.  
 Kelly, Luke L.  
 Kenny, Herbert A.  
 Kerr, Alexander  
 Kilbon, John L.

## JOURNAL OF THE CONVENTION,

Messrs.	Lane, Dwight F.	Messrs.	Petroe, Albion G.
	Langelier, Louis F. R.		Pelletier, Joseph C.
	Leboeuf, Telesphore		Peterson, Patrick
	Leonard, Joseph J.		Quincy, Josiah
	Lomasney, Martin M.		Quinn, Timothy F.
	Love, Joseph A.		Ray, Herbert L.
	Lynch, John C.		Rieutord, Louis O.
	MacMaster, Edward A.		Ross, Samuel
	Maguire, James E.		Sawyer, Roland D.
	Mahoney, John J.		Scigliano, Alfred P.
	Mancovits, David		Shanahan, William J.
	Manfield, John J.		Shaw, Michael F.
	Martin, Martin L.		Shea, John T.
	McAnarney, John W.		Sheehan, Christopher A.
	McCarthy, Charles F.		Sherburne, Nelson
	McCormack, John W.		Sparrell, Ernest H.
	McIsaac, Daniel V.		Stoeber, Charles
	McKeon, Francis P.		Sullivan, Joseph M.
	McLaud, Abner S.		Sullivan, William H.
	Merrill, George Frye		Swig, Louis
	Michelman, Joseph		Talbot, Harry R.
	Mitchell, John		Theller, Ralph L.
	Moran, William		Thompson, Edward
	Moriarty, James T.		Twomey, John C.
	Moynihan, James J.		Walcott, Robert
	Murley, Joseph J.		Walker, George
	Myron, John F.		Walker, Joseph
	Nestor, Patrick F.		Walsh, David I.
	Newhall, Arthur N.		Webster, Francis E.
	Newton, H. Huestis		Webster, George P.
	Nutting, Edward H.		Whipple, Sherman L.
	O'Connell, John J.		Whitehead, James
	O'Connell, John P.		Winslow, Guy M.
	O'Connell, Joseph F.		Wonson, Carlton W.
	O'Connor, John D.		

113 yeas; 149 nays.

Therefore the amendment was rejected.

Mr. Clapp, —  
amendment.

The following pending amendment, moved by Mr. Clapp of Lexington, was rejected, by a vote of 71 to 111: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of a Resolution to provide for establishing the popular initiative and referendum (Doc. No. 371).

Mr. Lowe, —  
amendment.

The question then came on the following pending amendment, moved by Mr. Lowe of Fitchburg: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of a Resolution to provide for establishing the popular initiative and referendum (Doc. No. 372).

The same member then asked unanimous consent to move to amend his amendment by adding thereto all amendments which have been adopted by the Convention. Objection was made.

The amendment was then rejected, by a vote of 76 to 126.

Mr. Morrill, —  
amendment.

The following pending amendment, moved by Mr. Morrill of Haverhill, was rejected, by a vote of 17 to 95: That the resolution recommended as a substitute by the committee on Form and Phraseology be amended by the substitution of a Resolution to provide for establishing the initiative and referendum (Doc. No. 352).

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The pending amendment, recommended by the committee on Form and Phraseology, — that the resolution be amended by the substitution of a Resolution to provide for establishing the popular initiative and referendum, and of legislative initiative of specific amendments of the Constitution (printed in Doc. No. 370, changed) was adopted, as amended; and, under Rule 28, it was referred to the committee on Form and Phraseology.

At twenty-four minutes after one o'clock, in accordance with ~~Recess~~ the vote previously adopted, the President declared a recess until half-past three o'clock; at which hour the Convention reassembled.

Mr. Loring of Beverly, for the committee on Form and Phrase- Committee on Form and Phraseology, reported that, with the following changes, the resolution — report would be correctly drawn: —

Striking out in the title, before the word "Legislative", the word "of", and inserting in place thereof the word "the";

Transposing the paragraphs inserted by amendment after line 30, so that they will appear after line 27;

Striking out, in lines 77, 200 and 211, the word "resolve", and inserting in place thereof, in each instance, the word "resolution";

Inserting in line 130, after the word "amendment", the words "or a legislative substitute";

Inserting in line 138, after the word "or", the words "if approved,";

Striking out, in line 139, the words "if approved";

Inserting in line 196, after the word "provisions", the words "contained in the measure";

Striking out, in line 206, the word "provided", and inserting in place thereof the word "provided";

Striking out the comma after the word "courts", in line 254, and after the word "commonwealth", in line 257, and inserting in place thereof, in each instance, a semicolon.

Inserting in line 359, before the word "to", the words ", except as otherwise authorized herein,"; and

Striking out, in lines 360 and 366, as amended, the words "Except as otherwise herein provided,".

Mr. McCormack of Boston, of the same committee, submitted an additional report, and recommended a further amendment of the resolution (see Doc. No. 373) which he asked unanimous consent to move. Objection was made.

The question then came on passing the resolution, as amended, to be engrossed, and 128 members voted in the affirmative and 112 in the negative.

The sense of the Convention was then taken by yeas and nays, at the request of Mr. Walsh of Fitchburg; and on the roll call 163 members voted in the affirmative and 125 in the negative, as follows: —

YEAS.

Messrs. Adams, Brooks.

Adams, Smith J.

Anderson, Frederick L.

Avery, Nathan P.

Aylward, James F.

Messrs. Barrett, James T.

Batchelder, Albert W.

Bates, Sanford

Bauer, Ralph S.

Begley, John S.

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Messrs. Bennett, Frank P.	Messrs. Horgan, Francis J.
Bergengren, Roy F.	Johnson, Charles R.
Bigney, Robert E.	Jones, George R.
Bodfish, John D. W.	Kelher, John A.
Boucher, Joseph Zoël	Kelley, Thomas R.
Bowen, Patrick	Kenny, Herbert A.
Boynton, Thomas J.	Kerr, Alexander
Brennan, James H.	Kilbon, John L.
Brennan, James J.	Knotta, J. Franklin
Brine, Henry C.	Lane, Dwight F.
Broderick, Patrick S.	Langelier, Louis F. R.
Brown, E. Gerry	Leboeuf, Telesphore
Bruce, Charles	Leonard, Joseph J.
Bullock, William J.	Lomasney, Martin M.
Burrell, Fred J.	Love, Joseph A.
Butler, A. Webster	Lynch, John C.
Callahan, Timothy F.	MacMaster, Edward A.
Carr, Edward	Maguire, James E.
Clark, Ezra W.	Mahoney, John J.
Coakley, Daniel H.	Mancovitz, David
Coleman, George W.	Mansfield, John J.
Cooney, Charles P.	Marshall, Daniel J.
Corrigan, Robert S.	Martin, Martin L.
Costello, Francis M.	McAnarney, John W.
Coughlan, William J.	McCarthy, Charles F.
Creamer, Walter H.	McCormack, John W.
Creed, James F.	McIsaac, Daniel V.
Cummings, John W.	McKeon, Francis P.
Curtis, Arthur B.	McLaud, Abner S.
Daley, Peter	Merrill, George Frye
Daly, John W.	Michelman, Joseph
Day, Charles M.	Mitchell, John
Dean, Robert A.	Moran, William
Delaney, Louis F.	Moriarty, James T.
Dellinger, Raymond P.	Morrill, Charles H.
Derbyshire, James H.	Moynihan, James J.
Donnelly, James P.	Murley, Joseph J.
Donoghue, John A.	Myron, John F.
Donovan, Daniel R.	Nestor, Patrick F.
Donovan, Thomas F.	Newhall, Arthur N.
Doran, James P.	Newton, H. Huestis
Douglass, John J.	Nutting, Edward H.
Driscoll, Dennis D.	O'Connell, John J.
Driscoll, Timothy J.	O'Connell, John P.
Flaherty, William	O'Connell, Joseph F.
Flye, Louis Edwin	O'Connor, John D.
Flynn, Maurice R.	Peirce, Albion G.
Frost, Archie N.	Pelletier, Joseph C.
Gallagher, Daniel J.	Perry, Augustus W.
Garland, Francis P.	Peterson, Patrick
Gartland, John J.	Quincy, Josiah
Gates, Joseph S.	Quinn, Timothy F.
Glaxier, Frederick P.	Ray, Herbert L.
Good, John P.	Reidy, Michael J.
Granfield, William J.	Rieutord, Louis O.
Graumann, John	Ross, Samuel
Green, Thomas H.	Sawyer, Roland D.
Hale, Matthew	Scigliano, Alfred P.
Hamilton, Andrew Foster	Shanahan, William J.
Harding, Clarence W.	Shaw, Michael F.
Harriman, Arthur N.	Shea, John T.
Harrington, Patrick H.	Sheehan, Christopher A.
Hart, Albert Bushnell	Sherburne, Nelson
Hawley, Truman R.	Skerrett, Mark N.
Hicks, George H.	Sparrell, Ernest H.
Hoitt, Augustus J.	Stoeber, Charles

**Messrs.** Sullivan, Joseph M.  
Sullivan, Michael A.  
Sullivan, William H.  
Sullivan, William J.  
Swig, Louis  
Talbot, Harry R.  
Theller, Ralph L.  
Thompson, Edward  
Twomey, John C.  
Walker, George  
Walker, Joseph

**Messrs.** Walsh, David I.  
Waugh, Albert H.  
Webster, Francis E.  
Webster, George P.  
Whipple, Sherman L.  
Whitehead, James  
Willett, George Franklin  
Wilson, William H.  
Winslow, Guy M.  
Worson, Carlton W.

**NAYS.**

**Messrs.** Adams, Scott  
Bailey, Charles O.  
Balch, Francis N.  
Ballantyne, John  
Bangs, Francis R.  
Barker, Warren S.  
Barnes, George L.  
Bartlett, Horace I.  
Bassett, Edmund  
Benton, Everett C.  
Besse, Harold A.  
Blackmur, Paul R.  
Bolster, Percy G.  
Bosworth, Henry H.  
Bouvé, Walter L.  
Boyden, Frank L.  
Boyer, Elmer E.  
Brackett, John Q. A.  
Brooks, George F.  
Brown, Samuel F.  
Buck, Maurice A.  
Burns, William A.  
Buttrick, Allan G.  
Chandler, Leonard B.  
Charbonneau, Henry V.  
Chase, Mial W.  
Choate, Charles F., Jr.  
Churchill, George B.  
Clapp, Robert P.  
Clark, Chester W.  
Codman, James M., Jr.  
Coe, S. Hamilton  
Collier, David R.  
Collins, Samuel I.  
Coogan, Clement F.  
Cook, Benjamin A.  
Cook, Rufus H.  
Coombs, Zelotes W.  
Cox, Guy W.  
Crafts, Lyman A.  
Crosby, J. Howell  
Crossley, William Cyril  
Curtis, Edwin U.  
Cusick, John F.  
Dale, George H.  
Davis, Elbridge G.  
Davis, William R.  
Delano, Robert T.  
Doe, Orestes T.  
Dresser, Frank F.  
Dutch, Charles Frederick  
Farnsworth, Frank S.  
Feiker, William H.

**Messrs.** Ferrey, Irving D.  
Ferry, James R.  
Fisher, Edward  
Fitz-Randolph, Reginald T.  
Fraser, Eugene B.  
French, Asa P.  
Gaylord, Henry E.  
George, Samuel W.  
Giddings, Charles  
Gleason, Nesbit G.  
Greenwood, Hamlet S.  
Hale, Edward R.  
Hall, Elisha S.  
Hall, Frederick S.  
Hibbard, Charles E.  
Hobbs, Clarence W., Jr.  
Howard, Charles P.  
Hutchings, Henry M.  
Kelle, George W.  
Kenefick, Thomas W.  
Kinney, William S.  
Linke, Fred R.  
Logan, James  
Look, William J.  
Loring, Augustus P.  
Lowe, Arthur H.  
Lowell, James A.  
Luce, Robert  
Lummus, Henry T.  
Lyman, Frank E.  
Merriam, John M.  
Mitchell, Charles  
Montague, David T.  
Moore, Charles D. C.  
Morton, James M.  
Parker, Herbert  
Parkman, Henry  
Pillsbury, Albert E.  
Powers, Samuel L.  
Putnam, Harry B.  
Richardson, Edward A.  
Richardson, James P.  
Robbins, Edward J.  
Robinson, George H.  
Saunders, Amos T.  
Shattuck, Josiah B.  
Shea, John M.  
Smith, Jerome S.  
Smith, Rutherford E.  
Stearns, Harry N.  
Stoneman, David  
Sullivan, Edmund G.  
Sweeney, Edward A.

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Messrs. Sweet, Joseph L.  
 Tatman, Charles T.  
 Thompson, Hubert C.  
 Thompson, John L.  
 Tilton, Rufus H.  
 Trefry, William D. T.  
 Turner, Joseph  
 Underhill, Charles L.  
 Walcott, Robert  
 Washburn, Charles G.

Messrs. Waterman, George B.  
 Wellman, Arthur Helbrook  
 Wheeler, William  
 White, John A.  
 Whittier, Eugene P.  
 Williams, Fred Homer  
 Wing, Herbert  
 Wood, Charles J.  
 Youngman, William S.

163 yeas; 125 nays.

Therefore the resolution, as amended (Doc. No. 373), was passed to be engrossed.

Mr. Walker of Brookline moved that the Orders of the Day be laid on the table; and this motion prevailed.

Mr. Walker then moved that the committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution, sitting jointly, be requested to report, as soon as possible, an order directing the manner in which the proposal for establishing the initiative and referendum shall be submitted to the people for their ratification and adoption at the state election in the year 1918; and this motion prevailed.

On further motion of Mr. Walker the Orders of the Day were taken from the table.

Manner of placing the resolution on the ballot.

Filling of vacancies in the membership of the Convention.

The report of the committees on Elections and Rules and Procedure, sitting jointly, who were requested (by an order offered by Mr. Harriman of New Bedford and adopted on November 1) to consider the advisability of making provision for the filling of vacancies in the membership of the Convention, — that it is inadvisable at the present time for the Convention to take action in this matter, — was considered.

Mr. Dean of Fall River moved that the report be amended by the substitution of the following order: —

*Ordered*, That vacancies in the Convention, caused by the resignation or death of any of its members, shall be filled as follows: —

(a) If such vacancy shall be of a member elected at large, the remaining members elected at large shall select a person to fill such vacancy.

(b) If such vacancy shall be of a member elected from a congressional district, the remaining members from the congressional district shall select a person to fill such vacancy.

(c) If such vacancy shall be of a member elected from a legislative district, the remaining members elected from legislative districts in the same county shall select a person to fill such vacancy; provided, however, that the member chosen shall be resident of the legislative district in which the vacancy occurs. In filling such vacancies the counties of Dukes County, Nantucket and Barnstable shall be treated as one county.

The appointment to fill a vacancy shall be made by the members of the respective groups, or by a majority of them, and shall be in writing. Such written appointments shall become a part of the records of the Convention.

TUESDAY, NOVEMBER 27, 1917.

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Mr. George of Haverhill moved that the further consideration of the report be postponed until the next session; and this motion prevailed.

The report of the committee on Rules and Procedure and the committee on Contingent Expenses and Pay-Roll, acting jointly, who were requested (by a motion of Mr. Sullivan of Salem, amended and adopted on November 14) to inquire into the matter of securing from the General Court of 1918 a sufficient appropriation to cover the deficits already accrued at this session, and the estimated expenses of the sessions of the Convention to be held in 1918, — that it is inadvisable at the present time for the Convention to take action in this matter, — was considered; and after debate the report was accepted.

Appropriation  
from the  
General Court  
of 1918.

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At sixteen minutes after four o'clock, on motion of Mr. Thompson of Haverhill, the Convention adjourned, to meet to-morrow at half-past ten o'clock A.M.







# JOURNAL OF THE CONVENTION.

WEDNESDAY, November 28, 1917.

Met according to adjournment, at half-past ten o'clock A.M.

Prayer was offered by Rev. Fletcher D. Parker of New Bedford.

## *President to Serve on Committees Appointed During the Recess.*

Mr. Brackett of Arlington offered the following order:—

*Ordered*, That the President of the Convention serve as a member and chairman of all committees appointed by him during the recess.

Committees appointed during the recess.

After debate the order was adopted.

## *Compensation of the Secretaries.*

On motion of Mr. Williams of Brookline, —

*Ordered*, That the Secretary and Assistant Secretary of the Convention be allowed additional compensation in the amount of fifty per cent of the sum originally provided, — in consideration of the length of the session just closing and of the clerical work remaining to be done.

Secretary and Assistant Secretary, — additional compensation.

## *Recognition of Loyalty of Citizens under Arms.*

The following resolutions, presented by Mr. Bailey of Newbury, were unanimously adopted: —

*Resolved*, That, as the members of the Convention now discharged of the labors here incumbent upon them are about to depart to their homes, they record their grateful recognition of the devoted and courageous loyalty of those of their fellow citizens who are under arms in the service of their country for the defense and preservation of the institutions of human liberty upon which the Constitution of our Commonwealth is founded; and be it further

Recognition of loyalty of citizens under arms.

*Resolved*, That the members of the Convention pledge anew their unfaltering support in sacrifice or service to the just cause of humanity in which our nation has enlisted, and for which the gallant sons of Massachusetts have offered their lives.

## *Initiative and Referendum Ordered Printed.*

Mr. Walker of Brookline moved that there be printed 5,000 copies of the Resolution to provide for establishing the popular initiative and referendum, and the legislative initiative of specific amendments of the Constitution (see Doc. No. 373), as passed to be submitted to the people.

Initiative and referendum, — printing in final form.

On motion of the same member the provisions of the order adopted on June 21, providing that all motions for printing shall

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be referred to the committee on Rules and Procedure, were suspended; and the motion to print the resolution was then adopted. (See Doc. No. 375.)

*Care of Property of the Delegates.*

Sergeant-at-Arms, —  
care of  
property of  
the delegates.

The following order (offered by Mr. Leonard of Boston), the consideration of which was postponed from the last session, was considered: —

*Ordered*, That the Sergeant-at-Arms be instructed to impound the manuscripts, pamphlets and other articles of personal property of the delegates found, in their desks and lockers at the close of the sitting of the Convention for the current year, and preserve the same until the reconvening of the Convention.

Mr. Luce, —  
amendment.

Mr. Luce of Waltham moved that the order be amended by the substitution of the following order: —

*Ordered*, That the Sergeant-at-Arms be instructed to forward to such addresses as may be furnished by members, the manuscripts, pamphlets and other articles of personal property of the delegates found in their desks and lockers at the close of the sitting of the Convention for the current year, or if such forwarding is not directed, to impound and preserve the same until the reconvening of the Convention.

After debate Mr. Leonard accepted the amendment, there being no objection; and the order, as thus amended, was adopted.

*Committee on Rules and Procedure — Expenses.*

Committee on  
Rules and  
Procedure, —  
expenses.

The following order (offered by Mr. Luce of Waltham), the consideration of which was postponed from the last session, was considered: —

*Ordered*, That the committee on Rules and Procedure be authorized, during the recess of the Convention, to incur such expenses as it may deem necessary for printing, mailing, clerical assistance, or other purposes connected with the work of the Convention.

After debate the order was adopted.

*Special Committee to Consider Economic, Industrial and Military Problems.*

Special recess  
committee on  
economic,  
industrial  
and military  
problems.

On motion of Mr. Adams of Quincy the following order (offered by that member on November 22) was taken from the table: —

*Ordered*, That this Convention appoint its President to serve during the approaching recess as chairman of a committee whose duty it shall be to consider, and to report upon to this Convention when it shall reconvene, those economic, industrial and military problems which are being evolved here and elsewhere by the present war, and problems which, in their judgment, directly concern the future development of this country and this Commonwealth; and be it further

*Ordered*, That the chairman thereof shall appoint the other members of said committee, who shall not exceed fifteen in number, and who shall serve without pay.

After debate the order was rejected, by a vote of 58 to 122.

WEDNESDAY, NOVEMBER 28, 1917.

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*Absence of Members Without Leave.*

On motion of Mr. Feiker of Northampton the following order (offered by that member on November 1) was taken from the table: —

*Ordered,* That any member of the Convention who absents himself for more than two days without leave as provided in Rule 13 be required to make satisfaction therefor as provided in Rule 20.

There being no objection Mr. Feiker then withdrew the order.

*Placing on the Ballot the Resolution to Provide for Establishing the Initiative and Referendum.*

Mr. Washburn of Middleborough, for the committee on Rules and Procedure and the committee on Amendment and Codification of the Constitution, sitting jointly, who were requested (by a vote of the Convention at the preceding session) to report an order directing the manner in which the proposal for establishing the initiative and referendum shall be submitted to the people for their ratification and adoption at the state election in the year 1918, — reported recommending the adoption of the following order (see Doc. No. 374): —

Absentees required to make satisfaction.

Manner of placing the resolution on the ballot.

*Ordered,* That the following Article of Amendment of the Constitution of the Commonwealth, which has been made and adopted by this Convention, and which shall be numbered one, shall be submitted to the people for their ratification and adoption by printing the same upon the official ballots to be prepared and transmitted by the Secretary of the Commonwealth to all polling places established by law within the Commonwealth for the state election to be held on the fifth day of November next, at which said places all persons qualified to vote for state officers may give in their vote by ballot for or against said Article of Amendment in the following form, to wit:

“To vote on the following, mark a Cross X in the square at the right of Yes or No:

Shall the Article of Amendment relative to the establishment of the popular initiative and referendum and the legislative initiative of specific amendments of the Constitution, submitted by the Constitutional Convention, be approved and ratified?”

YES.	
NO.	

*And ordered further,* That the method prescribed by the provisions of Chapter eight hundred and thirty-five, Acts, 1913, as amended by Chapter one hundred and nine, General Acts, 1917, for the transmission, examination and tabulation of the returns of votes cast on any question submitted by statute, shall apply to the transmission, examination and tabulation of the returns of votes cast for and against such Article of Amendment. If such Article of Amendment shall appear to be approved by a majority of the qualified voters voting thereon, according to the votes returned, examined and tabulated, as herein provided, it shall be deemed and taken to be ratified and adopted by the people, and the same shall be enrolled on parchment and deposited in the

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secretary's office, and shall become part of the Constitution of this Commonwealth.

*And ordered further, That His Excellency the Governor shall thereupon cause public proclamation to be made, announcing that such Article of Amendment has been duly ratified and adopted by the people of the Commonwealth.*

Pending the question on the adoption of the order it was laid on the table, on motion of Mr. Washburn.

Subsequently the order was taken from the table, on motion of the same member, and was considered further.

*Mr. Walker, —  
amendments.*

Mr. Walker of Brookline moved that the order be amended as follows (see Doc. No. 374): —

By striking out, in line 1, the word "following";

By inserting after the word "Commonwealth", in line 2, the words ", to provide for establishing the popular initiative and referendum, and the legislative initiative of specific amendments of the Constitution"; and

By striking out, in line 5, the word "same", and inserting in place thereof the words "following question".

*Mr. Underhill,  
— amendment.*

Mr. Underhill of Somerville moved that the order be amended by inserting, after line 21, the full text of the Resolution to provide for establishing the popular initiative and referendum, and the legislative initiative of specific amendments of the Constitution (printed in Doc. No. 373).

*Mr. Balch, —  
amendments.*

After debate Mr. Balch of Boston moved that the order be amended as follows: —

By striking out, in line 17, the words "the popular", and inserting in place thereof the word "an";

By inserting in line 18, after the word "referendum", the word "system"; and

By striking out, in lines 18 and 19, the words "and the legislative initiative of specific amendments of the Constitution".

After further debate the previous question was ordered, on motion of Mr. Horgan of Boston.

The amendments moved by Mr. Walker were then adopted; the amendments moved by Mr. Balch were rejected; and the amendment moved by Mr. Underhill was rejected, by a vote of 30 to 128.

*Amended order  
adopted.*

The order, as amended, was then adopted, as follows: —

*Ordered, That the Article of Amendment of the Constitution of the Commonwealth, to provide for establishing the popular initiative and referendum, and the legislative initiative of specific amendments of the Constitution, which has been made and adopted by this Convention, and which shall be numbered one, shall be submitted to the people for their ratification and adoption by printing the following question upon the official ballots to be prepared and transmitted by the Secretary of the Commonwealth to all polling places established by law within the Commonwealth for the state election to be held on the fifth day of November next, at which said places all persons qualified to vote for state officers may give in their vote by ballot for or against said Article of Amendment in the following form, to wit:*

"To vote on the following, mark a Cross X in the square at the right of Yes or No:

Shall the Article of Amendment relative to the establishment of the popular initiative and referendum and the legislative initiative of specific amendments of the Constitution, submitted by the Constitutional Convention, be approved and ratified?"

YES.	
NO.	

*And ordered further,* That the method prescribed by the provisions of Chapter eight hundred and thirty-five, Acts, 1913, as amended by Chapter one hundred and nine, General Acts, 1917, for the transmission, examination and tabulation of the returns of votes cast on any question submitted by statute, shall apply to the transmission, examination and tabulation of the returns of votes cast for and against such Article of Amendment. If such Article of Amendment shall appear to be approved by a majority of the qualified voters voting thereon, according to the votes returned, examined and tabulated, as herein provided, it shall be deemed and taken to be ratified and adopted by the people, and the same shall be enrolled on parchment and deposited in the secretary's office, and shall become part of the Constitution of this Commonwealth.

*And ordered further,* That His Excellency the Governor shall thereupon cause public proclamation to be made, announcing that such Article of Amendment has been duly ratified and adopted by the people of the Commonwealth.

#### *Orders of the Day.*

The Convention then proceeded to the consideration of the Orders of the Day.

The President stated that, under the vote of the Convention on October 23, providing that until adjournment the Resolution to provide for establishing the initiative and referendum shall, whenever upon the Calendar, take precedence over all other matters in the Orders of the Day, he would forthwith lay before the Convention the engrossed Resolution to provide for establishing the popular initiative and referendum, and the legislative initiative of specific amendments of the Constitution (see Doc. No. 373).

Initiative and  
referendum, —  
submission  
to the people.

The Convention then voted to submit the resolution to the people.

The report of the committees on Elections and Rules and Procedure, sitting jointly, who were requested (by an order offered by Mr. Harriman of New Bedford and adopted on November 1) to consider the advisability of making provision for the filling of vacancies in the membership of the Convention, — that it is inadvisable at the present time for the Convention to take action in this matter, — was considered.

Membership of  
the Conven-  
tion, — filling  
of vacancies.

The question first came on the following pending amendment, moved by Mr. Dean of Fall River: That the report be amended by the substitution of the following order: —

Mr. Dean, —  
amendment.

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*Ordered*, That vacancies in the Convention, caused by the resignation or death of any of its members, shall be filled as follows: —

(a) If such vacancy shall be of a member elected at large, the remaining members elected at large shall select a person to fill such vacancy.

(b) If such vacancy shall be of a member elected from a congressional district, the remaining members from the congressional district shall select a person to fill such vacancy.

(c) If such vacancy shall be of a member elected from a legislative district, the remaining members elected from legislative districts in the same county shall select a person to fill such vacancy; provided, however, that the member chosen shall be resident of the legislative district in which the vacancy occurs. In filling such vacancies the counties of Dukes County, Nantucket and Barnstable shall be treated as one county.

The appointment to fill a vacancy shall be made by the members of the respective groups, or by a majority of them, and shall be in writing. Such written appointments shall become a part of the records of the Convention.

After debate Mr. Underhill of Somerville moved the previous question; and this motion, after further debate, was adopted.

The amendment moved by Mr. Dean was then rejected; and the report was accepted.

Previous question.

Compensation  
of porters,  
watchmen and  
scrubwomen.

The order providing that the sum of fifty dollars be paid to each porter that the Sergeant-at-Arms shall certify has been in attendance in and about the chamber, rooms and corridors occupied by the members of the Convention and in the employ of the Commonwealth, as extra compensation for additional work performed, was then considered.

The pending amendment, moved by Mr. Twomey of Lawrence (that the pending amendment moved by Mr. Underhill of Somerville be amended by adding after the word "watchman" the words "and each scrubwoman") was adopted, by a vote of 98 to 59.

The pending amendment, moved by Mr. Underhill of Somerville (that the order be amended by adding after the word "porter" the words "and each watchman") was adopted, as amended.

The order, as amended, was then adopted as follows: —

*Ordered*, That the sum of fifty dollars be paid to each porter and each watchman and each scrubwoman that the Sergeant-at-Arms shall certify has been in attendance in and about the chamber, rooms and corridors occupied by the members of the Convention and in the employ of the Commonwealth, as extra compensation for additional work performed.

Matron of the  
State House, —  
compensation.

The report of the committee on Contingent Expenses and Pay-Roll, who were instructed (by an order offered by Mr. George of Haverhill and adopted on November 7) to consider the expediency of providing compensation for the matron of the State House, — that no action is necessary at this time, — was considered.

Mr. George of Haverhill moved that the report be amended by striking out the words "no action is necessary at this time", and inserting in place thereof the words "the matron of the State House be allowed one hundred dollars for extra services on account of the present session of the Convention".

Mr. George, — amendment.

After debate the amendment was rejected, by a vote of 51 to 81.

Mr. Mahoney of Boston then moved that the report be amended by striking out the words "no action is necessary at this time", and inserting in place thereof the words "the matron of the State House be allowed fifty dollars for extra services on account of the present session of the Convention".

Mr. Mahoney, — amendment.

After debate this amendment was adopted, by a vote of 99 to 19; and the report, as amended, was accepted.

#### *Compensation of Porters, Watchmen and Scrubwomen.*

Mr. Wonson of Gloucester moved that the vote be reconsidered by which the Convention adopted the following order:

Compensation of porters, watchmen and scrubwomen.

*Ordered*, That the sum of fifty dollars be paid to each porter and each watchman and each scrubwoman that the Sergeant-at-Arms shall certify has been in attendance in and about the chamber, rooms and corridors occupied by the members of the Convention and in the employ of the Commonwealth, as extra compensation for additional work performed.

The same member moved that Rule 48 be suspended, in order that the motion to reconsider might be considered forthwith; and this motion was negatived.

Accordingly, under the rule, the motion to reconsider was placed first in the Orders of the Day for the next session.

#### *Second Legislative Session.*

Mr. Lomasney of Boston moved that the Convention adjourn, to reassemble immediately for another legislative session; and this motion was adopted, by a vote of 124 to 45.

Second Legislative Session.

Accordingly, at nine minutes after one o'clock, the Convention adjourned, to meet again immediately.

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#### SECOND SESSION.

Met according to adjournment.

#### *Proposed Adjournment.*

Mr. Parkman of Boston moved that the Convention adjourn, subject to the call of the President, as provided in the order adopted on October 23; and this motion was negatived, by a vote of 88 to 114.

Motion to adjourn.

